

reserve
FI
235
21
14
32
g 10,



JIM EDGAR
Secretary of State

VOLUME 14
ISSUE 32

**A WEEKLY
PUBLICATION**

**AUGUST 10
1990**

Pages 12697-13044

Secretary of State
Administrative Code Div.
288 Centennial Bldg.
Springfield, IL 62756

(217) 782-9786

KFI 1235 .A21
v. 14
no. 32
Illinois register
Received on: 08-14-90

ILLINOIS REGISTER

Rules of Governmental Agencies

TABLE OF CONTENTS

PROPOSED RULES	PAGE
POLLUTION CONTROL BOARD	
Definitions & General Provisions; 35 Ill. Adm. Code 211	12697
Organic Material Emission Standards & Limitations; 35 Ill. Adm. Code 215	12701
PUBLIC AID, DEPARTMENT OF	
Drug Manual; 89 Ill. Adm. Code 141	12714
REHABILITATION SERVICES, DEPARTMENT OF	
Confidentiality of Information; 89 Ill. Adm. Code 505	12718
Similar Benefits; 89 Ill. Adm. Code 567	12731
ADOPTED RULES	
PROFESSIONAL REGULATION, DEPARTMENT OF	
Clinical Psychologist Licensing Act; 68 Ill. Adm. Code 1400	12735
PUBLIC HEALTH, DEPARTMENT OF	
Regional ized Perinatal Care; 77 Ill. Adm. Code 640, Repeal of	12747
Regionalized Perinatal Health Care Code; 77 Ill. Adm. Code 640	12749
Structural Pest Control Code; 77 Ill. Adm. Code 830	12889
EMERGENCY RULES	
PUBLIC AID, DEPARTMENT OF	
Drug Manual; 89 Ill. Adm. Code 141	12910
AGENCY NOTICES OF MODIFICATION, WITHDRAWAL OR REFUSAL TO PROPOSED RULES	
PROFESSIONAL REGULATION, DEPARTMENT OF	
Clinical Psychologist Licensing Act; 68 Ill. Adm. Code 1400, Modification	12935
JOINT COMMITTEE ON ADMINISTRATIVE RULES - STATEMENT OF OBJECTIONS, SUSPENSIONS, RECOMMENDATIONS, PROHIBITED FILINGS & APPROVALS	
AGING, DEPARTMENT ON	
Community Care Program; 89 Ill. Adm. Code 240, Recommendation	12942
PUBLIC AID, DEPARTMENT OF	
Administration of Social Service Programs; 89 Ill. Adm. Code 130, Objection	12946
Administration of Social Service Programs; 89 Ill. Adm. Code 130, Recommendation	12948
Aid to Families with Dependent Children; 89 Ill. Adm. Code 112, Objection	12951
Aid to Families with Dependent Children; 89 Ill. Adm. Code 112, Objection	12962

(continued on next page)

**JOINT COMMITTEE ON ADMINISTRATIVE RULES - STATEMENT OF OBJECTIONS,
SUSPENSIONS, RECOMMENDATIONS, PROHIBITED FILINGS & APPROVALS
(Continued)**

AGING, DEPARTMENT ON (Continued)

Aid to Families with Dependent Children; 89 Ill. Adm. Code 112, Objection	12966
Aid to Families with Dependent Children; 89 Ill. Adm. Code 112, Objection	12977
Aid to Families with Dependent Children; 89 Ill. Adm. Code 112, Objection	12980
Aid to the Aged, Blind or Disabled; 89 Ill. Adm. Code 113, Objection	12983
General Assistance; 89 Ill. Adm. Code 114, Objection	12994
General Assistance; 89 Ill. Adm. Code 114, Objection	13005
General Assistance; 89 Ill. Adm. Code 114, Objection	13008
Medical Assistance Programs; 89 Ill. Adm. Code 120, Objection	13011
Medical Assistance Programs; 89 Ill. Adm. Code 120, Objection	13022

PUBLIC HEALTH, DEPARTMENT OF

Emergency Medical Services Code; 77 Ill. Adm. Code 535, Recommendation	13025
---	-------

REHABILITATION SERVICES, DEPARTMENT OF

Lekoteks; 89 Ill. Adm. Code 899, Objection	13029
--	-------

**JOINT COMMITTEE ON ADMINISTRATIVE RULES - NOTICE OF FAILURE TO
REMEDY OBJECTIONS**

FINANCIAL INSTITUTIONS, DEPARTMENT OF

Title Insurance Act; 50 Ill. Adm. Code 8100	13031
---	-------

**JOINT COMMITTEE ON ADMINISTRATIVE RULES - REVIEW OF EXISTING RULES -
STATEMENT OF OBJECTIONS & RECOMMENDATIONS**

CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF

Marking, Inventory, Transfer & Disposal of State-Owned Personal Property; 44 Ill. Adm. Code 5010, Objection (Emergency)	13033
--	-------

PUBLIC AID, DEPARTMENT OF

Medical Payment; 89 Ill. Adm. Code 140, Objection (Emergency)	13036
Reimbursement for Nursing Costs for Geriatric Facilities; 89 Ill. Adm. Code 147, Objection (Emergency)	13039

PUBLIC HEALTH, DEPARTMENT OF

Family Practice Residency Code; 77 Ill. Adm. Code 590, Objection (Emergency)	13042
---	-------

**JOINT COMMITTEE ON ADMINISTRATIVE RULES - WITHDRAWAL OF FILING
PROHIBITION OF PROPOSED RULEMAKING**

PROFESSIONAL REGULATION, DEPARTMENT OF

Psychologist Registration Act; 68 Ill. Adm. Code 1400	12936
---	-------

PUBLIC HEARINGS

EDUCATION, STATE BOARD OF

Special Education; 23 Ill. Adm. Code 226	12937
--	-------

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Second Notices Received	12941
-------------------------------	-------

EXECUTIVE ORDERS AND PROCLAMATIONS

PROCLAMATIONS

90-358 Cats on Holiday Day	12938
90-359 Peruvian Day	12938
90-360 POW/MIA Recognition Day	12938

EXECUTIVE ORDERS AND PROCLAMATIONS (Continued)

PROCLAMATIONS (Continued)

90-361 Kids For Conservation Day	12939
90-362 Janet Jackson Day	12939

CUMULATIVE INDEX

1990 Index - Issue #32	CI-1
------------------------------	------

SECTIONS AFFECTED INDEX

1990 Index - Issue #32	SAI-1
------------------------------	-------

Printed by authority of the
State of Illinois
August 1990 - 890 - GA-153

REGISTER PUBLICATION SCHEDULE 1990

Issue	Page	Section	Page	Issue	Page	Section	Page
Jan 1, 1990	1	Executive Orders	1	Jan 1, 1990	1	Executive Orders	1
Jan 15, 1990	2	Proclamations	2	Jan 15, 1990	2	Proclamations	2
Jan 30, 1990	3	Executive Orders	3	Jan 30, 1990	3	Executive Orders	3
Feb 14, 1990	4	Proclamations	4	Feb 14, 1990	4	Proclamations	4
Feb 28, 1990	5	Executive Orders	5	Feb 28, 1990	5	Executive Orders	5
Mar 14, 1990	6	Proclamations	6	Mar 14, 1990	6	Proclamations	6
Mar 28, 1990	7	Executive Orders	7	Mar 28, 1990	7	Executive Orders	7
Apr 11, 1990	8	Proclamations	8	Apr 11, 1990	8	Proclamations	8
Apr 25, 1990	9	Executive Orders	9	Apr 25, 1990	9	Executive Orders	9
May 9, 1990	10	Proclamations	10	May 9, 1990	10	Proclamations	10
May 23, 1990	11	Executive Orders	11	May 23, 1990	11	Executive Orders	11
Jun 6, 1990	12	Proclamations	12	Jun 6, 1990	12	Proclamations	12
Jun 20, 1990	13	Executive Orders	13	Jun 20, 1990	13	Executive Orders	13
Jul 4, 1990	14	Proclamations	14	Jul 4, 1990	14	Proclamations	14
Jul 18, 1990	15	Executive Orders	15	Jul 18, 1990	15	Executive Orders	15
Aug 1, 1990	16	Proclamations	16	Aug 1, 1990	16	Proclamations	16
Aug 15, 1990	17	Executive Orders	17	Aug 15, 1990	17	Executive Orders	17
Aug 29, 1990	18	Proclamations	18	Aug 29, 1990	18	Proclamations	18
Sep 12, 1990	19	Executive Orders	19	Sep 12, 1990	19	Executive Orders	19
Sep 26, 1990	20	Proclamations	20	Sep 26, 1990	20	Proclamations	20
Oct 10, 1990	21	Executive Orders	21	Oct 10, 1990	21	Executive Orders	21
Oct 24, 1990	22	Proclamations	22	Oct 24, 1990	22	Proclamations	22
Nov 7, 1990	23	Executive Orders	23	Nov 7, 1990	23	Executive Orders	23
Nov 21, 1990	24	Proclamations	24	Nov 21, 1990	24	Proclamations	24
Dec 5, 1990	25	Executive Orders	25	Dec 5, 1990	25	Executive Orders	25
Dec 19, 1990	26	Proclamations	26	Dec 19, 1990	26	Proclamations	26
Dec 3, 1990	27	Executive Orders	27	Dec 3, 1990	27	Executive Orders	27
Dec 17, 1990	28	Proclamations	28	Dec 17, 1990	28	Proclamations	28
Dec 31, 1990	29	Executive Orders	29	Dec 31, 1990	29	Executive Orders	29

INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1985, ch. 127, pars. 1001 et seq., as amended).

REGISTER PUBLICATION SCHEDULE 1990

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 19, 1989	Dec. 26, 1989	1	Jan. 5, 1990	June 26, 1990	July 3, 1990	28	July 13, 1990
Dec. 26, 1990	Jan. 2, 1990	2	Jan. 12, 1990	July 3, 1990	July 10, 1990	29	July 20, 1990
Jan. 2, 1990	Jan. 9, 1990	3	Jan. 19, 1990	July 10, 1990	July 17, 1990	30	July 27, 1990
Jan. 9, 1990	Jan. 16, 1990	4	Jan. 26, 1990	July 17, 1990	July 24, 1990	31	Aug. 3, 1990
Jan. 16, 1990	Jan. 23, 1990	5	Feb. 2, 1990	July 24, 1990	July 31, 1990	32	Aug. 10, 1990
Jan. 23, 1990	Jan. 30, 1990	6	Feb. 9, 1990	July 31, 1990	Aug. 7, 1990	33	Aug. 17, 1990
Jan. 30, 1990	Feb. 6, 1990	7	Feb. 16, 1990	Aug. 7, 1990	Aug. 14, 1990	34	Aug. 24, 1990
Feb. 6, 1990	Feb. 13, 1990	8	Feb. 23, 1990	Aug. 14, 1990	Aug. 21, 1990	35	Aug. 31, 1990
Feb. 13, 1990	Feb. 20, 1990	9	Mar. 2, 1990	Aug. 21, 1990	Aug. 28, 1990	36	Sept. 7, 1990
Feb. 20, 1990	Feb. 27, 1990	10	Mar. 9, 1990	Aug. 28, 1990	Sept. 4, 1990	37	Sept. 14, 1990
Feb. 27, 1990	Mar. 6, 1990	11	Mar. 16, 1990	Sept. 4, 1990	Sept. 11, 1990	38	Sept. 21, 1990
Mar. 6, 1990	Mar. 13, 1990	12	Mar. 23, 1990	Sept. 11, 1990	Sept. 18, 1990	39	Sept. 28, 1990
Mar. 13, 1990	Mar. 20, 1990	13	Mar. 30, 1990	Sept. 18, 1990	Sept. 25, 1990	40	Oct. 5, 1990
Mar. 20, 1990	Mar. 27, 1990	14	Apr. 6, 1990	Sept. 25, 1990	Oct. 2, 1990	41	Oct. 12, 1990
Mar. 27, 1990	Apr. 3, 1990	15	Apr. 13, 1990	Oct. 2, 1990	Oct. 9, 1990	42	Oct. 19, 1990
Apr. 3, 1990	Apr. 10, 1990	16	Apr. 20, 1990	Oct. 9, 1990	Oct. 16, 1990	43	Oct. 26, 1990
Apr. 10, 1990	Apr. 17, 1990	17	Apr. 27, 1990	Oct. 16, 1990	Oct. 23, 1990	44	Nov. 2, 1990
Apr. 17, 1990	Apr. 24, 1990	18	May 4, 1990	Oct. 23, 1990	Oct. 30, 1990	45	Nov. 9, 1990
Apr. 24, 1990	May 1, 1990	19	May 11, 1990	Oct. 30, 1990	Nov. 5, 1990	46	Nov. 16, 1990
May 1, 1990	May 8, 1990	20	May 18, 1990	Nov. 5, 1990	Nov. 13, 1990	47	Nov. 26, 1990 (Mon.)
May 8, 1990	May 15, 1990	21	May 25, 1990	Nov. 13, 1990	Nov. 20, 1990	48	Nov. 30, 1990
May 15, 1990	May 22, 1990	22	June 1, 1990	Nov. 20, 1990	Nov. 27, 1990	49	Dec. 7, 1990
May 22, 1990	May 29, 1990	23	June 8, 1990	Nov. 27, 1990	Dec. 4, 1990	50	Dec. 14, 1990
May 29, 1990	June 5, 1990	24	June 15, 1990	Dec. 4, 1990	Dec. 11, 1990	51	Dec. 21, 1990
June 5, 1990	June 12, 1990	25	June 22, 1990	Dec. 11, 1990	Dec. 18, 1990	52	Dec. 28, 1990
June 12, 1990	June 19, 1990	26	June 29, 1990	Dec. 18, 1990	Dec. 24, 1990	1	Jan. 4, 1991
June 19, 1990	June 26, 1990	27	July 6, 1990	Dec. 24, 1990	Dec. 31, 1990	2	Jan. 11, 1991

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: Definitions and General Provisions

- 2) Code Citation: 35 Ill. Adm. Code 211

- 3) Section Number: Proposed Action:

211.122 Amendment

- 4) Statutory Authority: Illinois Environmental Protection Act Ill. Rev. Stat. 1989, ch. 111, pars. 1010 and 1027

- 5) A Complete Description of the Subjects and Issues Involved:

The Board will use this opportunity to correct the typographical error contained with the definition of "Transfer Efficiency" in RACT Rulemaking [R89-16(A)] pursuant to its Order dated July 3, 1990.

- 6) Will this proposed rule replace an emergency rule currently in effect? No

- 7) Does this rulemaking contain an automatic repeal date? Yes ☒ No ☐

- 8) Does this proposed (amendment, repealer) contain incorporations by reference? No

- 9) Are there any other amendments pending on this Part?

Section Numbers: Proposed Action: Ill. Reg. Citation:

211.122 Amendment 14 Ill. Reg. 2766
211.122 Amendment 14 Ill. Reg. 8463

- 10) Statement of Statewide Policy Objective (if applicable)?

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Send written comments concerning R88-30(B) within 45 days of publication in the Illinois Register to the Clerk of the Pollution Control Board, 100 West Randolph Street, Suite 11-500, Chicago, Illinois 60601.

- 12) Initial Regulatory Flexibility Analysis (if applicable):

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- A) Date rule submitted to Business Assistance Office of the Department of Commerce and Community Affairs:
July 19, 1990

- B) Types of small businesses affected:

- C) Reporting, bookkeeping or other procedures required for compliance:

- D) Types of professional skills necessary for compliance:

The full text of the adopted amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE B: AIR POLLUTION

CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER C: EMISSION STANDARDS AND LIMITATIONS FOR
STATIONARY SOURCES

PART 211

DEFINITIONS AND GENERAL PROVISIONS

SUBPART A: GENERAL PROVISIONS

Section	
211.101	Incorporations by Reference
211.102	Abbreviations and Units

SUBPART B: DEFINITIONS

Section	
211.121	Other Definitions
211.122	Definitions

AUTHORITY: Implementing Sections 9 and 10 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111½, pars. 1009, 1010 and 1027).

SOURCE: Adopted as Chapter 2: Air Pollution, Rule 201: Definitions, R71-23, 4 PCB 191, filed and effective April 14, 1972; amended in R74-2 and R75-5, 32 PCB 295, at 3 Ill. Reg. 5, p. 777, effective February 3, 1979; amended in R78-3 and 4, 35 PCB 75 and 243, at 3 Ill. Reg. 30, p. 124, effective July 28, 1979; amended in R80-5, at 7 Ill. Reg. 1244, effective January 21, 1983; codified at 7 Ill. Reg. 13590; amended in R82-1 (Docket A) at 10 Ill. Reg. 12624, effective July 7, 1986; amended in R85-21(A) at 11 Ill. Reg. 11747, effective June 29, 1987; amended in R86-34 at 11 Ill. Reg. 12267, effective July 10, 1987; amended in R86-39 at 11 Ill. Reg. 20804, effective December 14, 1987; amended in R82-14 and R86-37 at 12 Ill. Reg. 787, effective December 24, 1987; amended in R86-18 at 12 Ill. Reg. 7284, effective April 8, 1988; amended in R86-10 at 12 Ill. Reg. 7621, effective April 11, 1988; amended in R88-23 at 13 Ill. Reg. 10862, effective June 27, 1989; amended in R89-8 at 13 Ill. Reg. 17457, effective January 1, 1990; amended in R89-16(A) at 14 Ill. Reg. 9141, effective May 23, 1990; amended in R88-30(B) at 14 Ill. Reg. _____, effective _____.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

SUBPART B: DEFINITIONS

"Transfer Efficiency": ratio of the amount of coating solids deposited onto a part or product to the total amount of coating solids used.

(Source: Amended at ____ Ill. Reg. ____ effective ____.)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: Organic Material Emission Standards and Limitations
- 2) Code Citation: 35 Ill. Adm. Code 215
- 3) Section Number: 215.585 Proposed Action: Amendment
- 4) Statutory Authority: Illinois Environmental Protection Act Ill. Rev. Stat. 1989, ch. 111, pars. 1010 and 1027
- 5) A Complete Description of the Subjects and Issues Involved:

The Board today proposes a regulation to limit the volatility of gasoline sold and distributed in Illinois. The Board began consideration of this rulemaking in January of 1989. Since that time, the Board has adopted a permanent rule as well as an emergency rule. This rulemaking is proposed in order to further reduce gasoline volatility vapors in accordance with federal regulations which will be in effect in 1992. The Board notes that the standard it now proposed has not had the benefits of economic hearings and, as such, it takes no position on the merits of the proposal. However, hearings are being scheduled for late September and October of 1990. The Board takes this action to insure that if in fact Section 215.585 is amended, then the timeframe will be such that the rule will be enforceable for the summer of 1991.

- 6) Will this proposed rule replace an emergency rule currently in effect? No

- 7) Does this rulemaking contain an automatic repeal date? Yes ☒ No

- 8) Does this proposed (amendment, repealer) contain incorporations by reference? Yes

- 9) Are there any other amendments pending on this Part? Section Numbers: Proposed Action: Ill. Reg. Citation:

215.102	Amendment	14 Ill. Reg. 8877
215.108	New Section	14 Ill. Reg. 8877
215.480	Amendment	14 Ill. Reg. 8877
215.480	Amendment	14 Ill. Reg. 2772
215.481	Amedment	14 Ill. Reg. 2772

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

215.481	Amendment	14 Ill. Reg. 8877
215.482	Amendment	14 Ill. Reg. 8877
215.483	Amendment	14 Ill. Reg. 8877
215.484	Amendment	14 Ill. Reg. 8877
215.485	Amendment	14 Ill. Reg. 8877
215.486	Amendment	14 Ill. Reg. 8877
215.486	Amendment	14 Ill. Reg. 2772
215.487	Amendment	14 Ill. Reg. 2772
215.487	Amendment	14 Ill. Reg. 8877
215.488	Amendment	14 Ill. Reg. 8877
215.489	Amendment	14 Ill. Reg. 2772
215.489	Renum., Amend.	14 Ill. Reg. 8877
215.490	Renum., New S.	14 Ill. Reg. 8877
215.585	Correction	13 Ill. Reg. 17987

- 10) Statement of Statewide Policy Objective (if applicable)?

The Board does not expect that this proposal will require a local government to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues. Therefore, the Board does not believe that this rule will create or enlarge a mandate subject to the State Mandates Act, Ill. Rev. Stat. 1989 ch. 85, par. 2201 et seq.

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Send written comments concerning R88-30(B) within 45 days of publication in the Illinois Register to the Clerk of the Pollution Control Board, 100 West Randolph Street, Suite 11-500, Chicago, Illinois 60601.

- 12) Initial Regulatory Flexibility Analysis (if applicable):

- A) Date rule submitted to Business Assistance Office of the Department of Commerce and Community Affairs:

July 19, 1990

- B) Types of small businesses affected:

Small businesses engaged in the process of refining and/or distributing gasoline for use in Illinois.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- C) Reporting, bookkeeping or other procedures required for compliance:

See proposed Sections 215.585(h)(i). Each refiner or supplier that distributes gasoline or ethanol blends shall maintain records of the volatility of the gasoline that it distributes in Illinois.

- D) Types of professional skills necessary for compliance:

The full text of the proposed amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE B: AIR POLLUTION

CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER C: EMISSIONS STANDARDS AND LIMITATIONS FOR STATIONARY SOURCES

PART 215

ORGANIC MATERIAL EMISSION STANDARDS AND LIMITATIONS

SUBPART A: GENERAL PROVISIONS

Section
215.100 Introduction
215.101 Clean-up and Disposal Operations
215.102 Testing Methods
215.103 Abbreviations and Conversion Factors
215.104 Definitions
215.105 Incorporations by Reference
215.106 Afterburners
215.107 Determination of Applicability

SUBPART B: ORGANIC EMISSIONS FROM STORAGE AND LOADING OPERATIONS

Section
215.121 Storage Containers
215.122 Loading Operations
215.123 Petroleum Liquid Storage Tanks
215.124 External Floating Roofs
215.125 Compliance Dates and Geographical Areas
215.126 Compliance Plan
215.127 Emissions Testing
215.128 Measurement of Seal Gaps

SUBPART C: ORGANIC EMISSIONS FROM MISCELLANEOUS EQUIPMENT

Section
215.141 Separation Operations
215.142 Pumps and Compressors
215.143 Vapor Blowdown
215.144 Safety Relief Valves

SUBPART E: SOLVENT CLEANING

Section
215.181 Solvent Cleaning in General
215.182 Cold Cleaning

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

215.183 Open Top Vapor Degreasing
215.184 Conveyorized Degreasing
215.185 Compliance Plan

SUBPART F: COATING OPERATIONS

SUBPART N: VEGETABLE OIL PROCESSING

Section
215.202 Compliance Schedules
215.204 Emission Limitations for Manufacturing Plants
215.205 Alternative Emission Limitations
215.206 Exemptions from Emission Limitations
215.207 Compliance by Aggregation of Emission Sources
215.208 Testing Methods for Solvent Content
215.209 Exemption from General Rule on Use of Organic Material
215.210 Alternative Compliance Schedule
215.211 Compliance Dates and Geographical Areas
215.212 Compliance Plan
215.213 Special Requirements for Compliance Plan

Hexane Extraction Soybean Crushing
Hexane Extraction Corn Oil Processing
Recordkeeping For Vegetable Oil Processes
Compliance Determination
Compliance Dates and Geographical Areas
Compliance Plan

SUBPART P: PRINTING AND PUBLISHING

Section
215.401 Flexographic and Rotogravure Printing
215.402 Exemptions
215.403 Applicability of Subpart K
215.404 Testing and Monitoring (Repealed)
215.405 Compliance Dates and Geographical Areas
215.406 Alternative Compliance Plan
215.407 Compliance Plan
215.408 Heatset Web Offset Lithographic Printing
215.409 Testing Methods for Volatile Organic Material Content
215.410 Emissions Testing

Flexographic and Rotogravure Printing
Exemptions
Applicability of Subpart K
Testing and Monitoring (Repealed)
Compliance Dates and Geographical Areas
Alternative Compliance Plan
Compliance Plan
Heatset Web Offset Lithographic Printing
Testing Methods for Volatile Organic Material
Content
Emissions Testing

SUBPART H: SPECIAL LIMITATIONS FOR SOURCES IN MAJOR URBANIZED AREAS WHICH ARE NONATTAINMENT FOR OZONE

Section
215.240 Applicability
215.241 External Floating Roofs
215.245 Flexographic and Rotogravure Printing
215.249 Compliance Dates

SUBPART Q: LEAKS FROM SYNTHETIC ORGANIC CHEMICAL AND POLYMER MANUFACTURING EQUIPMENT

Section
215.420 Applicability
215.421 General Requirements
215.422 Inspection Program Plan for Leaks
215.423 Inspection Program for Leaks
215.424 Repairing Leaks
215.425 Recordkeeping for Leaks
215.426 Reporting for Leaks
215.427 Alternative program for Leaks
215.428 Compliance Dates
215.429 Compliance Plan
215.430 General Requirements
215.431 Inspection Program Plan for Leaks
215.432 Inspection Program for Leaks
215.433 Repairing Leaks
215.434 Recordkeeping for Leaks
215.435 Report for Leaks
215.436 Alternative Program for Leaks
215.437 Open-Ended Valves

SUBPART I: ADJUSTED RACT EMISSIONS LIMITATIONS

Section
215.260 Applicability
215.261 Petition
215.263 Public Hearing
215.264 Board Action
215.267 Agency Petition

SUBPART K: USE OF ORGANIC MATERIAL

Section
215.301 Use of Organic Material
215.302 Alternative Standard
215.303 Fuel Combustion Emission Sources
215.304 Operations with Compliance Program
215.305 Viscose Exemption (Repealed)

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

215.438 Standards for Control Devices
215.439 Compliance Plan

215.489 Compliance Schedule

SUBPART R: PETROLEUM REFINING AND RELATED INDUSTRIES; ASPHALT MATERIALS

SUBPART U: COKE MANUFACTURING AND BY-PRODUCT RECOVERY

Section
215.441 Petroleum Refinery Waste Gas Disposal
215.442 Vacuum Producing Systems
215.443 Wastewater (Oil/Water) Separator
215.444 Process Unit Turnarounds
215.445 Leaks: General Requirements
215.446 Monitoring Program Plan for Leaks
215.447 Monitoring Program for Leaks
215.448 Recordkeeping for Leaks
215.449 Reporting for Leaks
215.450 Alternative Program for Leaks
215.451 Sealing Device Requirements
215.452 Compliance Schedule for Leaks
215.453 Compliance Dates and Geographical Areas

Section
215.500 Exceptions
215.510 Coke By-Product Recovery Plants
215.512 Coke By-Product Recovery Plant Leaks
215.513 Inspection Program
215.514 Recordkeeping Requirements
215.515 Reporting Requirements
215.516 Compliance Dates
215.517 Compliance Plan

SUBPART V: AIR OXIDATION PROCESSES

Section
215.520 Applicability
215.521 Definitions
215.525 Emission Limitations for Air Oxidation Processes
215.526 Testing and Monitoring
215.527 Compliance Date

SUBPART S: RUBBER AND MISCELLANEOUS PLASTIC PRODUCTS

Section
215.461 Manufacture of Pneumatic Rubber Tires
215.462 Green Tire Spraying Operations
215.463 Alternative Emission Reduction Systems
215.464 Testing and Monitoring
215.465 Compliance Dates and Geographical Areas
215.466 Compliance Plan
215.467 Testing Methods for Volatile Organic Material Content

SUBPART W: AGRICULTURE

Section
215.541 Pesticide Exception

SUBPART X: CONSTRUCTION

Section
215.561 Architectural Coatings
215.562 Paving Operations
215.563 Cutback Asphalt

SUBPART T: PHARMACEUTICAL MANUFACTURING

Section
215.480 Applicability of Subpart T
215.481 Control of Reactors, Distillation Units, Crystallizers, Centrifuges and Vacuum Dryers
215.482 Control of Air Dryers, Production Equipment Exhaust Systems and Filters
215.483 Material Storage and Transfer
215.484 In-Process Tanks
215.485 Leaks
215.486 Other Emission Sources
215.487 Testing
215.488 Monitors for Air Pollution Control Equipment

SUBPART Y: GASOLINE DISTRIBUTION

Section
215.581 Bulk Gasoline Plants
215.582 Bulk Gasoline Terminals
215.583 Gasoline Dispensing Facilities
215.584 Gasoline Delivery Vessels
215.585 Gasoline Volatility Standards
215.586 Emissions Testing

SUBPART Z: DRY CLEANERS

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Section
215.601 Perchloroethylene Dry Cleaners
215.602 Exemptions
215.603 Testing and Monitoring
215.604 Compliance Dates and Geographical Areas
215.605 Compliance Plan
215.606 Exception to Compliance Plan
215.607 Standards for Petroleum Solvent Dry Cleaners
215.608 Operating Practices for Petroleum Solvent Dry Cleaners
215.609 Program for Inspection and Repair of Leaks
215.610 Testing and Monitoring
215.611 Exemption for Petroleum Solvent Dry Cleaners
215.612 Compliance Dates and Geographical Areas
215.613 Compliance Plan
215.614 Testing Method for Volatile Organic Material
Content of Wastes
Emissions Testing
215.615

SUBPART AA: PAINT AND INK MANUFACTURING

Section
215.620 Applicability
215.621 Exemption for Waterbase Material and Heatset Offset Ink
215.623 Permit Conditions
215.624 Open-top Mills, Tanks, Vats or Vessels
215.625 Grinding Mills
215.628 Leaks
215.630 Clean Up
215.636 Compliance Date

SUBPART BB: POLYSTYRENE PLANTS

Section
215.875 Applicability of Subpart BB
215.877 Emissions Limitation at Polystyrene Plants
215.879 Compliance Date
215.881 Compliance Plan
215.883 Special Requirements for Compliance Plan
215.886 Testing and Monitoring

SUBPART PP: MISCELLANEOUS FABRICATED PRODUCT MANUFACTURING PROCESSES

Section
215.920 Applicability

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

215.923 Permit Conditions
215.926 Control Requirements

SUBPART QQ: MISCELLANEOUS FORMULATION MANUFACTURING PROCESSES

Section
215.940 Applicability
215.943 Permit Conditions
215.946 Control Requirements

SUBPART RR: MISCELLANEOUS ORGANIC CHEMICAL MANUFACTURING PROCESSES

Section
215.960 Applicability
215.963 Permit Conditions
215.966 Control Requirements

Appendix A Rule Into Section Table
Appendix B Section Into Rule Table
Appendix C Past Compliance Dates
Appendix D List of Chemicals Defining Synthetic Organic Chemical and Polymer Manufacturing
Appendix E Reference Methods and Procedures
Appendix F Coefficients for the Total Resource Effectiveness Index (TRE) Equation

AUTHORITY: Implementing Section 10 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111, pars. 1010 and 1027).

SOURCE: Adopted as Chapter 2: Air Pollution, Rule 205: Organic Material Emission Standards and Limitations, R71-23, 4 PCB 191, filed and effective April 14, 1972; amended in R77-3, 33 PCB 357, at 3 Ill. Reg. 18, p. 41, effective May 3, 1979; amended in R78-3 and R78-4, 35 PCB 75, at 3 Ill. Reg. 30, p. 124, effective July 28, 1979; amended in R80-5 at 7 Ill. Reg. 1244, effective January 21, 1983; codified at 7 Ill. Reg. 13601; Notice of Corrections at 7 Ill. Reg. 14575; amended in R82-14 at 8 Ill. Reg. 13254, effective July 12, 1984; amended in R83-36 at 9 Ill. Reg. 9114, effective May 30, 1985; amended in R82-14 at 9 Ill. Reg. 13960, effective August 28, 1985; amended in R85-28 at 11 Ill. Reg. 3127, effective February 3, 1987; amended in R82-14 at 11 Ill. Reg. 7296, effective April 3, 1987; amended in R85-21(A) at 11 Ill. Reg. 11770, effective June 29, 1987; recodified in R86-39 at 11 Ill. Reg. 13541; amended in R82-14 and R86-12 at 11 Ill. Reg.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

16706, effective September 30, 1987; amended in R85-21(B) at 11 Ill. Reg. 19117, effective November 9, 1987; amended in R86-36, R86-39, R86-40 at 11 Ill. Reg. 20829, effective December 14, 1987; amended in R82-14 and R86-37 at 12 Ill. Reg. 815, effective December 24, 1987; amended in R86-18 at 12 Ill. Reg. 7311, effective April 8, 1988; amended in R86-10 at 12 Ill. Reg. 7650, effective April 11, 1988; amended in R88-23 at 13 Ill. Reg. 10893, effective June 27, 1989.; amended in R88-30(A) at 14 Ill. Reg. 3555, effective February 27, 1990; amended in R88-19 at 14 Ill. Reg. 7596, effective May 8, 1990; emergency amendment adopted in R88-30(A) at 14 Ill. Reg. 6421, effective April 11, 1990, for a maximum of 150 days; amended in R89-16(A) at 14 Ill. Reg. 9173, effective May 23, 1990; amended in R88-30(B) at 14 Ill. Reg. _____, effective _____.

SUBPART Y: GASOLINE DISTRIBUTION

Section 215.585 Gasoline Volatility Standards

- a) No person shall sell, offer for sale, dispense, supply, offer for supply, or transport for use in Illinois gasoline whose Reid vapor pressure exceeds the applicable limitations set forth in subsections (b) and (c) during the regulatory control periods, which shall be ~~July 1~~ May 1 to ~~August 31~~ September 15 for retail outlets, wholesale purchaser-consumer facilities, and all other facilities.
- b) The Reid vapor pressure of gasoline, a measure of its volatility, shall not exceed ~~9.5~~ 9.0 psi (~~65.5~~ 62.1 kPa) during the regulatory control period in 1990 and each year thereafter.
- c) The Reid vapor pressure of ethanol blend gasolines shall not exceed the limitations for gasoline set forth in subsection (b) by more than 1.0 psi (6.9 kPa). Notwithstanding this limitation, blenders of ethanol blend gasolines whose Reid vapor pressure is less than 1.0 psi above the base stock gasoline immediately after blending with ethanol are prohibited from adding butane or any product that will increase the Reid vapor pressure of the blended gasoline.
- d) All sampling of gasoline required pursuant to the provisions of this Section shall be conducted by one or more of the following approved methods or procedures which are incorporated by reference in Section 215.105.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) For manual sampling, ASTM D4057;
- 2) For automatic sampling, ASTM D4177;
- 3) Sampling procedures for Fuel Volatility, 40 CFR 80 Appendix D.
- e) The Reid vapor pressure of gasoline shall be measured in accordance with ~~either test method ASTM B323 or a modification of ASTM D323 known as the "dry method"~~ as set forth in 40 CFR 80, Appendix E, incorporated by reference in Section 215.105. ~~For gasoline - oxygenate blends which contain water-extractable oxygenates, the Reid vapor pressure shall be measured using the dry method test.~~
- f) The ethanol content of ethanol blend gasolines shall be determined by use of one of the approved testing methodologies specified in 40 CFR 80, Appendix F, incorporated by reference in Section 215.105.
- g) Any alternate to the sampling or testing methods or procedures contained in subsections (d), (e), and (f) must be approved by the Agency, which shall consider data comparing the performance of the proposed alternative to the performance of one or more approved test methods or procedures. Such data shall accompany any request for Agency approval of any alternate test procedure. If the Agency determines that such data demonstrates that the proposed alternative will achieve results equivalent to the approved test methods or will achieve results equivalent to the approved test methods or procedures, the Agency shall approve the proposed alternative. Upon approval of the alternate sampling or test methods or procedures contained in subsections (d), (e), and (f), the Agency will submit the methods or procedures to the United States Environmental Protection Agency (USEPA) as a revision to the State plan. Alternate methods or procedures become effective only upon approval of the incorporation of the alternate method or procedure in the State plan by USEPA.
- h) Each refiner or supplier that distributes gasoline or ethanol blends shall:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) During the regulatory control period, state that the Reid vapor pressure of all gasoline or ethanol blends leaving the refinery or distribution facility for use in Illinois complies with the Reid vapor pressure limitations set forth in Section 215.585(b) and (c). Any facility receiving this gasoline shall be provided with a copy of an invoice, bill of lading, or other documentation used in normal business practice stating that the Reid vapor pressure of the gasoline complies with the State Reid vapor pressure standard.
- 2) Maintain records for a period of one year on the Reid vapor pressure, quantity shipped and date of delivery of any gasoline or ethanol blends leaving the refinery or distribution facility for use in Illinois. The Agency shall be provided with copies of such records if requested.

i) Each retail outlet and facility operated by a wholesale purchaser-consumer shall, for a period of at least two years during the regulatory control period, maintain records regarding each delivery of gasoline, which shall include Reid vapor pressure, quantity received and date received. The Agency shall be provided with copies of such records, if requested.

(Source: Amended at ___ Ill. Reg. ___ effective ___)

NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: DRUG MANUAL

- 2) Code Citation: 89 Ill. Adm. Code 141

- 3) Section Numbers: Proposed Action:

141.200	Amendment
141.400	Amendment
141.960	Amendment
141.1240	Amendment
141.1320	Amendment
141.2400	Amendment
141.2840	Amendment
141.2920	Amendment
141.3000	Amendment
141.3320	Amendment
141.3680	Amendment
141.4040	Amendment
141.4360	Amendment
141.4520	Amendment
141.4600	Amendment

- 4) Statutory Authority: Sections 5-5.16 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, pars. 5-5.16 and 12-13) and Section 5.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1989, Ch. 127, Par. 1005.02)

- 5) A Complete Description of the Subjects and Issues

Involved: With this rulemaking the Department makes several additions and deletions to various therapeutic categories of the Drug Manual.

- 6) Will these Proposed Amendments replace Emergency Amendments currently in effect? Yes

- 7) Does this rulemaking contain an automatic repeal date?
Yes X No

- 8) Do these Proposed Amendments contain incorporations by reference? No

- 9) Are there any other Proposed Amendments pending on this Part? Yes

There is still an emergency in effect on Sections 141.4040 and 141.4360 which is not affected by this set of emergency amendments. The emergency amendments appear at 14 Ill.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Reg. 12278, effective July 15, 1990, for a maximum of 150 days. The copies filed in the Administrative Code Division reflect both emergency rules.

Section Numbers	Proposed Action	Illinois Register Citation
141.100	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.480	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.640	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.720	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.800	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.1080	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.1200	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.1640	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.1880	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.2960	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.3200	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.3520	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.3560	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.3920	Amendment	July 27, 1990 (14 Ill. Reg. 12202)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section Numbers	Proposed Action	Illinois Register Citation
141.3960	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.4040	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.4360	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.4440	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.4640	Amendment	July 27, 1990 (14 Ill. Reg. 12202)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis:

- A) Date Proposed Amendments were submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: August 1, 1990
- B) Types of small businesses affected: Pharmacies and other providers who prescribe and/or dispense the drugs which are included in the Drug Manual.
- C) Reporting, bookkeeping or other procedures required for compliance: Small businesses must be familiar with the Department's procedures for billing, securing approval and receiving payment for drugs which are covered under the Medical Assistance Program.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

- D) Types of professional skills necessary for compliance: No additional professional skills required.

The full text of the Proposed Amendments are identical to the text of the Emergency Amendments which appears in this issue of the Register on page 12910.

ILLINOIS REGISTER

12718
90

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Confidentiality of Information
- 2) Code Citation: 89 Ill. Adm. Code 505
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
505.5	Renumbered Amendment
505.10	Amendment
505.20	Renumbered
505.40	Amendment
505.70	Amendment
505.80	Amendment
- 4) Statutory Authority: Sections 3(a), 5a and 13(g) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch.23, pars. 3434(a), 3437 and 3444(g)).
- 5) A Complete Description of the Subjects and Issues involved: Section 505.40 is amended to clarify when organizations or individuals may obtain confidential information; this Section also shows outdated information which is being repealed, and adds provision for reporting information to DCFS.
Section 505.70 clarifies how subpoenas are to be handled.
Section 505.80 adds information regarding AIDS, HIV and ARC.
The remainder of the changes are grammatical or minor clarifications.
- 6) Will this proposed rule replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date?
Yes ☒ No
- 8) Does this proposed rule (amendment, repealer) contain incorporations by reference? No
- 9) Are there any other amendments pending on this Part? No
- 10)

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
<u>Statement of Statewide Policy Objectives (if applicable):</u>		
Not Applicable		

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning these rules within 45 days after this issue of the Illinois Register. All requests and comments should be submitted in writing to:

Ms. Janice Lobb
Regulations and Training Division
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429

Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

- 12) Initial Regulatory Flexibility Analysis: The Department has determined that this rulemaking will not affect small businesses.

The full text of the Proposed Rule(s) begins on the next page:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES

CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES
SUBCHAPTER a: GENERAL PROGRAM PROVISIONS

PART 505

CONFIDENTIALITY OF INFORMATION

Section

Definitions

505.5

General

505.10

Definitions (Renumbered)

505.20

Ownership of Records

505.30

Release of Confidential

of the Client

505.40

Release of Confidential

the Client

505.50

Procedures

505.60

Subpoenas

505.70

Additional Rules

505.80

AUTHORITY: Implementing Sections 3(a), 5a, and 13(g) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(a), 3437 and 3444(g)), and Social Security Regulations (20 CFR 401 (1983)) and authorized by Section 16 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1987, ch. 127, par. 16)

SOURCE: Adopted at 7 Ill. Reg. 5247, effective April 1, 1983; amended at 8 Ill. Reg. 15493 effective August 15, 1984; amended at 9 Ill. Reg. 16971, effective October 16, 1985; amended at 11 Ill. Reg. 9952, effective May 8, 1987; amended at _____ Ill. Reg. _____, effective _____.

Section 505.5

Definitions

Client -- Means a person who is receiving, has received, or has applied for any DORS services of the Department, including a student at a DORS school, or the person empowered by law to act on behalf of the client.

Confidential Information -- Means all closed, active and future records and conversations (including telephone/Telecommunication Devices for the Deaf (TDD) between the client and counselor kept by DORS the Department, concerning the client's program of services to that client. Printouts from TDD conversations must be destroyed upon completion and documentation of the call.

DEPARTMENT OF REHABILITATION SERVICES

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

DORS -- Means the Illinois Department of Rehabilitation Services.

Employee -- Means any person employed by DORS the Department to participate in the delivery of the Department's DORS programs. As used in this Part Rule, the term shall also include supervisory level personnel and others in management positions.

Guardian -- Means the person appointed by a court as the guardian of the person of a minor or of an adult.

Parent -- Means either a natural or adoptive parent, except those whose parental rights have been terminated voluntarily or by order of a court, or otherwise restricted by order of a court.

Representative -- Means the person that the client by Power of Attorney, or otherwise in writing, has authorized to act on the client's behalf.

Services -- Means the assistance and support available under DORS the Department's program to a client.

(Source: Renumbered from Section 505.20 and Amended at Ill. Reg. _____, effective _____)

Section 505.10 General

a) The Department DORS through its institutions, facilities and various offices, shall maintain a records on all persons clients receiving services from the Department. All records shall be of a confidential nature and shall not be made available to the general public.

b) Except as required or allowed in this Part, no confidential information obtained concerning a person served by the Department or applying for services clients may be disclosed by the Department without the consent of that individual. If the information concerns a minor, the consent of a parent or guardian must also be obtained. After a person has reached the age of 18 years, the records of that individual may be disclosed only with the consent of that individual, or, if one has been appointed, the guardian of the person of an adult.

c) Except as provided in this Part, each client person served by the Department who has reached 12 years of age shall have full access to all records which contain the client's that person's confidential information. A parent or guardian of a minor shall also have full access to the confidential information contained in the records of that minor.

d) All clients, representatives, service providers, cooperating agencies, and interested persons shall be informed of the confidentiality of personal information and the conditions for accessing and releasing this information.

e) All clients and their representatives must be informed about the Department's DORS' need to collect personal information and the policies governing its use. The Department DORS shall inform clients of the following:

- 1) Identification of the authority under which information is collected;
- 2) Explanation of the principal purposes for which the Department DORS intends to use or release the information;
- 3) Explanation of whether the client's provision of the information is mandatory or voluntary and the effects of not providing requested information to the Department DORS;
- 4) Identification of those situations where the Department DORS requires or does not require informed written consent of the client before information may be released; and
- 5) Identification of other agencies to which information is routinely released and the types of information so released.
- f) All explanations to clients and their representatives about State policies and procedures affecting confidential information must be in the client's primary language or must be through appropriate modes of communication for those individuals who rely on special modes of communication, including Braille.

g) Any person entitled to access client files (as set forth in Section 505.50(a) of this Part) may inspect those files and request modification of any part of the record which he or she believes is misleading. If such a request is refused, the client is entitled to submit a written rebuttal to such records and submit the rebuttal for incorporation as a permanent part of the record. Whenever the disputed part of the record is disclosed, the rebuttal shall accompany the disclosed part.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 505.20 Definitions (Renumbered)

(Source: Section 505.20 renumbered to Section 505.5 at _____ Ill. Reg. _____, effective _____)

Section 505.40 Release of Confidential Information without the Consent of the Client

a) An employee may, in the course of providing services, disclose confidential information without the consent of the client to other Departmental DORS employees, with the exception cited in Section 505.80(c).

b) Pursuant to the Department's DORS' obligations under federal and state law and regulations to utilize both similar benefits and alternative programs for which a client may be eligible, the employee may disclose to agencies having such programs or benefits personal identifying information obtained during the intake process without the consent of the client. However, only such personal identifying information as is essential to the referral shall be disclosed. The remainder of the information shall only be released to another agency after written consent from the client is obtained.

c) Only the Director may authorize the release of confidential information to an organization, agency, or individual engaged in audit, evaluation, research, or employee disciplinary actions and only for purposes directly connected with the administration of the program or for purposes which would significantly improve the quality of life for handicapped persons with disabilities. and only if the organization, agency, or individual must assure that:

1) the information will be used only for the purposes for which it is being provided;

2) the information will be released only to persons officially connected with the audit, evaluation or research, or employee disciplinary action;

3) the information will not be released to the client;

4) the information will be managed in a manner to safeguard confidentiality; and

5) the final product will not reveal any personal identifying information without the informed written consent of the client.

d) Organizations and individuals not directly involved in the DORS delivery of services shall not have access to confidential information. However, if such organizations or individuals request information from DORS which would be used in the development and planning of their own programs, then the Director may, in his discretion, conduct such studies and surveys on their behalf as they request and release the results to them deleting any personal identifying information regarding any clients. All other aspects of the studies or surveys shall be as agreed between parties. The Department DORS may share confidential information on a need-to-know basis with its trainees, interns, counselor aides, and volunteers, who shall be bound by DORS Department Rules concerning confidentiality in the same manner as employees.

e) Confidential information may also be released without consent in the following situations:

c) Only the Director may authorize the release of confidential information to an organization, agency, or individual engaged in audit, evaluation, research, or employee disciplinary actions and only for purposes directly connected with the administration of the program or for purposes which would significantly improve the quality of life for handicapped persons with disabilities. and only if the organization, agency, or individual must assure that:

1) the information will be used only for the purposes for which it is being provided;

2) the information will be released only to persons officially connected with the audit, evaluation or research, or employee disciplinary action;

3) the information will not be released to the client;

4) the information will be managed in a manner to safeguard confidentiality; and

5) the final product will not reveal any personal identifying information without the informed written consent of the client.

d) Organizations and individuals not directly involved in the DORS delivery of services shall not have access to confidential information. However, if such organizations or individuals request information from DORS which would be used in the development and planning of their own programs, then the Director may, in his discretion, conduct such studies and surveys on their behalf as they request and release the results to them deleting any personal identifying information regarding any clients. All other aspects of the studies or surveys shall be as agreed between parties. The Department DORS may share confidential information on a need-to-know basis with its trainees, interns, counselor aides, and volunteers, who shall be bound by DORS Department Rules concerning confidentiality in the same manner as employees.

e) Confidential information may also be released without consent in the following situations:

DEPARTMENT OF REHABILITATION SERVICES

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

- 1) in order to protect the client or others when the client poses a threat to his or her safety or to the safety of others;
- 2) if required by Federal law;
- 3) in response to investigations in connection with law enforcement, fraud or abuse; or
- 4) in response to judicial order.

5) When the client has requested the Secretary of the Department of Education or any successor agency, to review the final decision of the Department in a Fair

Hearing, the Department upon request of the Secretary or the Secretary's designee, shall provide to the Secretary or the Secretary's designee a complete and officially certified copy of the case record of the client, including the record and transcripts of the Fair Hearing and the decision made by the Director of the Department.

f) Confidential information shall be released without consent to the Department of Children and Family Services if the employee has reasonable cause to believe a child is or has been neglected or abused, in accordance with the Abused and Neglected Child Reporting Act (Ill. Rev. Stat. 1987, ch. 23, pars. 2051 et seq.)

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 505.70 Subpoenas

a) When a client is involved in litigation or in an administrative proceeding and a subpoena for the production of records only is received by DORS the Department, the employee receiving it shall do as follows:

1) If a consent for the release is on file from the client, release such information in accordance with the requirements and procedures of this Part, and with the terms of the subpoena. An appropriate notice shall accompany the records identifying the removed material and directing the person issuing the subpoena for records to the proper source for release or to the client for consent for Section 505.50(b) records.

b) Information which is governed by the following sections must be removed before releasing the file, if the release is other than in court:

1) Section 505.50 (a) (1) which a providing individual, agency or organization refuses to allow DORS to release;

2) Section 505.50(b) unless the client has consented to the release; or

3) Section 505.80 (a).

2) If no consent is on file, the subpoenaed employee shall do the following:

A) If the subpoena is from the client's attorney, contact that attorney immediately and request a consent from the client;

B) If the subpoena is from other than the client's attorney, contact the client's attorney if known or the client, and request the consent, and release the information only after such consent is received; or

C) If the subpoena is received and the consent has not been received by the due date of the subpoena, the employee shall appear before the court or administrative body and inform them of the requirements of law and regulations concerning confidentiality. The employee shall testify only upon order. The Department may file a Motion to Quash in such cases, particularly in those cases when the client, whose records are being subpoenaed, is unrepresented by legal counsel.

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

cb) If an employee receives a subpoena to testify in court or in an administrative hearing, the employee shall immediately contact DORS Chief Legal Counsel to discuss the subpoena. appear and testify according to the terms of the subpoena, and shall testify if consent be given by the client. If no consent is given, the employee shall inform the court or administrative body of the requirements of the law and regulations concerning confidentiality, and shall testify only upon order. The Department may file a Motion to Quash in such cases, particularly in those cases when the client whose records are being subpoenaed, is unrepresented by legal counsel. If the subpoena requires a court appearance, the information shall be segregated in the file and the employee shall follow the order of the court after drawing the court's attention to the federal laws and regulations appertaining thereto.

et) Information governed by Section 505-50 (a) (1) which a providing individual, agency or organization refuses to allow the Department to release Section 505-80 (a), shall be removed from the file before releasing the file. If the release is other than in court, an appropriate notice shall accompany the records identifying the removed material and directing the person issuing the subpoena for records to the proper source for release. If the subpoena requires a court appearance, the information shall be segregated in the file and the employee shall follow the order of the court after drawing the court's attention to the Federal laws and regulations appertaining thereto.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 505-80 Additional Rules

a) Social Security Administration Information. Information in case records received from, or developed for, the Social Security Administration (SSA) shall be controlled by the its regulations governing confidentiality established by the Social Security Administration (20 CFR 401, (1983)). Such information in the records of the Department's DORS' Bureau of Disability Adjudication Determination Services shall be available to the other sections of the Department DORS in connection with the delivery of services to a the

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

client. However, should such information be sought by any a client for any reason, the such inquiry shall must be directed to contact either the originating source of the information or the Social Security Administration SSA. However, by Federal law, a Member of Congress has a right to receive this information upon request. Confidentiality of such information is governed by 20 CFR 401.7 1983.

b) Education Records. This Part shall not apply to the educational records maintained by any of DORS the Department's facilities. Such records are subject to the Illinois School Student Records Act, (Ill. Rev. Stat. 1983, ch. 122, par. 50-1 et seq.), and any regulations thereunder. Other DORS Department records received and maintained by the facilities operated by the Department DORS shall not be comingled with the educational records and shall be governed by this Part.

c) AIDS, ARC, HIV Information.

1) No person at a DORS' school may disclose or be compelled to disclose the identity of a DORS' student who has been exposed to the human immunodeficiency virus (HIV), the identity of any person upon whom an HIV test is performed or the results of such a test without the written, informed consent of the student, or the student's legally authorized representative, except as permitted by law (Illinois AIDS Confidentiality Act, Ill. Rev. Stat. 1987, ch. 111 1/2, par. 7301 et seq.).

2) A DORS school principal may only disclose the identity of an HIV infected student:

A) if notified by a public health authority that the student has been exposed to the HIV infection;

B) if in the principal's judgement it is necessary per "An Act in relation to the prevention of certain communicable diseases" (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 22.12a); and

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

- C) if approval to share the information has been obtained through the chain of command, but identifying information may not be disclosed to obtain approval.
- 3) If these conditions are met the principal may inform the following:
- A) the superintendent of the DORS' school;
 - B) the school nurse;
 - C) other persons as may be necessary, in the principal's opinion, as long as the student's identity is not revealed;
 - D) the teachers in whose classes the student is enrolled; and
 - E) those persons who are required to decide the student's placement or educational program, but only if there is a need to know such information in order to provide the student with medical services, e.g., when a student must take medication during school attendance or when the student's clinical condition necessitates other medical services.

ed) Media Requests. No confidential information requested by the media concerning a client shall be released, unless the written consent of the client or representative to such specific release is first obtained.

de) Legislative Requests. Release of Information to State Legislators or Legislative Bodies

- 1) Only the Director or client or representative shall can authorize the release of client information the contents of case records to the Illinois legislature, committees, commissions or employees thereof; except if: unless authorized by the client or representative individual legislators shall not have access to confidential information unless acting under authority given them:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

- A) access is authorized by the legislature by resolution or otherwise; or
- B) a member of a committee or commission needs when such information is needed to advance legislation pending before such committee, or
- e) by the client or representative.
- 2) Legislators may receive a general status report, not containing confidential information on a client upon request which does not contain confidential information.
- 3) Auditors with specific legislative authority shall be given access to any and all records necessary for such audit. The auditors shall be prohibited by this Part Rule from any further dissemination of confidential information beyond the scope of the audit, and shall similarly be bound by the statute governing the operation of the Auditor General's Office, and regulations promulgated pursuant thereto. Ill. Rev. Stat. 19837, ch. 15, par. 301-1 et seq.; Auditor General Regulation 3:3 11A(1), "Maintenance of Information."

e) Other Restrictions on the Release of Information

- 1) Organizations and individuals not directly involved in the Department's delivery of services shall not have access to confidential information. However, if such organizations or individuals request information from this Department's which would be used in the development and planning of their own programs, then the Director may, in his discretion, conduct such studies and surveys on their behalf as they request and release the results to them detecting any personal identifying information regarding any clients. All other aspects of the studies or surveys shall be as agreed between parties.
- 2) Students who are working with or have volunteered services to the Department shall not have access to confidential information unless they have become interns, trainees, or counselor aides.
- f) The Part shall apply to all closed, active and future records of the Department.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Similar Benefits
- 2) Code Citation: 89 Ill. Adm. Code 567:
- 3) Section Numbers:
567.20
567.30
Proposed Action:
Amendment
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 3(a),(b), and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(a), (b), and (k)), 29 U.S.C. 721(a)(8), and 34 CFR 361.47(b).
- 5) A Complete Description of the Subjects and Issues involved:
Section 567.20 is amended to comply with directions from the U.S. Dept. of Education regarding private Monetary Merit awards provided to clients.

Section 567.30 is amended to state that similar benefits need not be pursued for supported employment services.

- 6) Will this proposed rule replace an emergency rule currently in effect? No

- 7) Does this rulemaking contain an automatic repeal date?
Yes ☒ No ☐

- 8) Does this proposed rule (amendment, repealer) contain incorporations by reference? No

- 9) Are there any other amendments pending on this Part? No

- 10) Statement of Statewide Policy Objectives (if applicable):
None

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning these rules within 45 days after this issue of the Illinois Register. All requests and comments should be submitted in writing to:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

Ms. Janice Lobb
Regulations and Training Division
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429
Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

- 12) Initial Regulatory Flexibility Analysis: The Department has determined that this rulemaking will not affect small businesses.

The full text of the Proposed Rule(s) begins on the next page:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES
SUBCHAPTER b: VOCATIONAL REHABILITATIONPART 567
SIMILAR BENEFITS

- Section
567.10 General Applicability
567.20 Definition of Similar Benefits
567.30 Exceptions to Similar Benefits
567.100 Refusal of Similar Benefits

AUTHORITY: Implementing and authorized by Sections 3(a),(b), and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(a),(b), and (k)), 29 U.S.C. 721(a)(8), and 34 CFR 361.47(b).

SOURCE: Adopted at 9 Ill. Reg. 8839, effective June 10, 1985; amended at 11 Ill. Reg. 820, effective December 23, 1986; amended at 12 Ill. Reg. 3019, effective January 15, 1988; amended at 13 Ill. Reg. 9590, effective June 12, 1989; amended at 13 Ill. Reg. 18933, effective November 16, 1989; amended at 14 Ill. Reg. _____, effective _____.

Section 567.20 Definition of Similar Benefits

- a) Similar benefits are services which are used to determine eligibility (89 Ill. Adm. Code 552) or to achieve the vocational goal and objectives specified in the client's Individualized Written Rehabilitation Program (89 Ill. Adm. Code 572) that, when provided to DORS clients by public or private agencies other than DORS, offset costs which would otherwise be paid by DORS or the client.

- b) Private monetary merit awards, contributions and gifts which are specific or restricted as to use must be used as intended (e.g., scholarships earmarked for use for college tuition costs or general college expenses) and are an available comparable benefit or service that must be considered as a similar benefit to reduce the client's need for that service(s) from DORS. Unrestricted monetary merit awards, contributions and gifts shall not be considered as an available resource by DORS.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

Section 567.30 Exceptions to Similar Benefits

Similar benefits must be pursued for all services except:

- a) if a search for similar benefits would delay the provision of VR services to a client who is at extreme medical risk, based upon medical evidence provided by an appropriately licensed medical professional;
- b) evaluation of vocational rehabilitation potential;
- c) counseling, guidance, referral, and placement;
- d) vocational and other training services, (e.g., on-the-job training, work adjustment training including at a rehabilitation facility or nine month pre-vocational program for hearing impaired at Northern Illinois University, and work experience from the Secondary Transitional Experience Program) which are not provided in institutions of higher education (e.g., universities, colleges, vocational schools, technical institutes, or hospital schools of nursing);
- e) rehabilitation engineering services (i.e., the application of technologies, engineering methodologies or scientific principles to meet the needs of and address the barriers confronted by persons with disabilities); and
- f) supported employment services (34 CFR 363.7 (1988)); and
- g) post-employment services included in subsections (b), (c), (d), (e) and (f) above.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Clinical Psychologist Licensing Act
- 2) Code Citation: 68 Ill. Adm. Code 1400
- 3) Section Numbers: Adopted Action:
1400.20 Amended
1400.30 Amended
- 4) Statutory Authority: Clinical Psychologist Licensing Act (Ill. Rev. Stat. 1989, ch. 111, pars. 5360)
- 5) Effective Date of Rule: July 30, 1990
- 6) Do these amendments contain an automatic repeal date? No
- 7) Do these amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: July 29, 1990
- 9) Date Notice of Proposal Published in Illinois Register: March 10, 1989, 13 Ill. Reg. 2913
- 10) Has JCAR issued a Statement of Objections to these amendments? A statement of objection and a prohibition of filing of Section 1400.20(b)(10), 1400.20(c)(2)(H), 1400.30(a)(4), 1400.30(b)(4), and 1400.30(c)(5) was published at 14 Ill. Reg. 4754 and 4760. Subsequently at the July 26, 1990, Joint Committee meeting, the prohibition of these subsections was withdrawn.
- 11) Difference(s) between proposal and final version: The following language was added to Section 1400.20(b)(10) and (c)(2)(H):

"which have a one year residence. Residence requires interaction with psychology faculty and other matriculated psychology students. One year's residence or its equivalent is defined as follows:

30 semester hours taken on a full-time or part-time basis at the institution accumulated within 24 months; or

a minimum of 350 hours of student-faculty contact involving face-to-face individual or group courses or seminars accumulated within 18 months. Such educational meetings must include both faculty-student and student-student interaction, be conducted by the psychology faculty of the institution at least 90% of the time, be fully documented by the institution, and relate substantially to the program and course content. The institution must clearly document how the applicant's performance is assessed and evaluated.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

The following language was added to Section 1400.30(a)(4), (b)(4) and (c)(5):

Supervised experience in which the supervisor receives monetary payment or other considerations from the supervisee or in which the supervisor is hired by or otherwise employed by the supervisee shall not be accepted by the Department as fulfilling the practicum, internship or 2 years of satisfactory supervised experience requirements for licensure.

- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will these Amendments replace an Emergency Amendment currently in effect? No
- 14) Are there any Amendments pending on this Part? No
- 15) Summary and Purpose of Amendments: These amendments require psychology programs to have a one year residency or its equivalent as defined in Section 1400.20(b)(10) and (c)(2)(H) in order for an applicant's program to be approved in order to obtain a clinical psychology license. Also Section 1400.30(a)(4), 1400.30(b)(4), and 1400.30(c)(5) states that experience shall not be accepted in which the supervisor receives monetary payment or other considerations from the supervisee or in which the supervisor is hired by or otherwise employed by the supervisee. The text of the Sections involved in this rulemaking was included in the amendment proposed at 13 Illinois Register 2913 on March 10, 1989. The Joint Committee on Administrative Rules objected to Section 1400.20(b)(10), 1400.20(c)(2)(H), 1400.30(a)(4), 1400.30(b)(4) and 1400.30(c)(5) and issued a 180 day prohibition Against Filing (See 14 Ill. Reg. 4760). The other Sections involved were adopted March 9, 1990, and published at 14 Ill. Reg. 4514. Subsequently, this prohibition has been lifted (see page 12936 of this issue of the Illinois Register). The text of these subsections, as modified by the Department, is hereby submitted to the Secretary of State for publication and filing.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 16) Information and questions regarding the adopted amendments shall be directed to:

Department of Professional Regulation
Attention: Jean Courtney
320 West Washington, 3rd Floor
Springfield, IL 62786
217/785-0800

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

TITLE 68: PROFESSIONS AND OCCUPATIONS
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

PART 1400

CLINICAL PSYCHOLOGIST LICENSING ACT

Section
1400.10
1400.20
1400.30
1400.40
1400.50
1400.60
1400.65
1400.70
1400.80
1400.90

Statutory Authority (Repealed)
Licensure Qualifications
Experience Defined
Application for Examination
Examination
Endorsement
Renewals
Restoration
Unethical, Unauthorized, or Unprofessional Conduct
Granting Variances

AUTHORITY: Implementing the Clinical Psychologist Licensing Act (Ill. Rev. Stat. 1987, ch. 111, par. 5351 et seq.) and authorized by Section 60(7) of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1987, ch. 127, par. 60(7)).

SOURCE: Adopted at 5 Ill. Reg. 935, effective January 15, 1981; codified at 5 Ill. Reg. 11057; amended at 5 Ill. Reg. 14171, effective December 3, 1981; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 7448, effective June 15, 1982; transferred from Chapter I, 68 Ill. Adm. Code 400 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1400 (Department of Professional Regulation) pursuant to P.A. 85-225, effective January 1, 1988, at 12 Ill. Reg. 2972; emergency amendments at 13 Ill. Reg. 2519, effective February 8, 1989, for a maximum of 150 days; emergency expired July 8, 1989; amended at 14 Ill. Reg. 4515, effective March 12, 1990; amended by adding Subsections 1400.20(b)(10) and (c)(2)(H) and 1400.30(a)(4), (b)(4) and (c)(5) at 14 Ill. Reg. 12735 effective July 30, 1990.

Section 1400.20 Licensure Qualifications

Individuals applying for licensure as a clinical psychologist pursuant to the Clinical Psychologist Licensing Act (Ill. Rev. Stat. 1987, ch. 111, par. 5351 et seq.) (the "Act") shall meet the following educational/experience requirements pursuant to Section 10 of the Act:

- a) In accordance with Section 10(3)(a) of the Act, the individual shall be a graduate of a doctoral program in clinical or counseling psychology accredited by the American Psychological Association or approved by the Council for the

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

National Register of Health Service Providers in Psychology and shall include two years of supervised clinical or counseling psychology experience in accordance with Section 1400.30(a) of this Part.

- b) In accordance with Section 10(3)(b) of the Act, the individual shall be a graduate of a doctoral program which is equivalent to a clinical or counseling psychology program and shall include two years of supervised clinical or counseling psychology experience in accordance with Section 1400.30(a) of this Part. In determining equivalent programs, the following minimum standards shall be met:

- 1) regionally accredited university, college or school;
- 2) the program constitutes the university, college or school's clinical or counseling psychology program as certified by the institution and includes a practicum as defined in Section 1400.30(b) and an internship as defined in Section 1400.30(c). If there is an additional clinical or counseling program which exists under the clinical or counseling psychology name, the applicant shall apply under Section 10(5) of the Act and subsection (c) of this Section;
- 3) which, wherever they may be administratively housed, must be clearly identified and labeled as offering psychology programs. Such a program must specify in institutional catalogues and brochures its intent to educate and train psychologists;
- 4) which are an organizational entity within the institution;
- 5) which are an integrated, organized sequence of study;
- 6) which have psychology faculty and a psychologist responsible for the program;
- 7) which have an identifiable body of students who are matriculated in that program for a degree;
- 8) which encompass a minimum of three academic years of full-time graduate study;
- 9) The applicant's program shall include the seven core content areas pursuant to Section 10(3)(B) of the Act as set forth below:
 - A) Scientific and professional ethics;
 - B) Biological basis of behavior such as physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- C) Cognitive-affective basis of behavior such as learning, thinking, motivation, emotion;
- D) Social basis of behavior such as social psychology, group processes, organizational and systems theory;
- E) Individual differences which includes instruction in theories of normal and abnormal personality functioning;
- F) Assessment which includes instruction in clinical interviewing and the administration, scoring and interpretation of psychological test batteries for the diagnosis of mental abilities and personality functioning;
- G) Treatment modalities which includes instruction in the theory and application of a diverse range of psychological interventions for the treatment of mental, emotional, behavioral or nervous disorders.

- 10) which have a one year residence. Residence requires interaction with psychology faculty and other matriculated psychology students. One year's residence or its equivalent is defined as follows:

30 semester hours taken on a full-time or part-time basis at the institution accumulated within 24 months; or

a minimum of 350 hours of student-faculty contact involving face-to-face individual or group courses or seminars accumulated within 18 months. Such educational meetings must include both faculty-student and student-student interaction, be conducted by the psychology faculty of the institution at least 90% of the time, be fully documented by the institution, and relate substantially to the program and course content. The institution must clearly document how the applicant's performance is assessed and evaluated.

- c) In accordance with Section 10(5) of the Act, the individual shall be a graduate of a doctoral psychology program or a graduate of a doctoral program which is psychological in nature; complete a course in each of the 7 core content areas listed in Section 10(3)(b) of the Act; complete a practicum in accordance with Section 1400.30(b) of this Part; complete an internship or clinical experience in accordance with Section 1400.30(c) of this Part; and complete two years of supervised clinical and counseling psychology experience in accordance with Section 1400.30(a) of this Part. The applicant's doctoral program shall meet the following requirements:

- 1) accredited by the American Association of State Psychology Boards/Council for the National Register of Health Service Providers in Psychology which is not a designated clinical or counseling psychology program; or

DEPARTMENT OF PROFESSIONAL REGULATION

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

2) be psychological in nature as determined by the Department of Professional Regulation (the "Department") the recommendation of the Clinical Psychologists Licensing and Disciplinary Committee (the "Committee"). In determining psychological in nature, the Committee shall consider a program:

- A) whose training in psychology is doctoral training offered in a regionally accredited institution of higher education;
- B) which, wherever they may be administratively housed, must be clearly identified and labeled as offering psychology programs. Such a program must specify in institutional catalogues and brochures its intent to educate and train psychologists;
- C) which are an organizational entity within the institution;
- D) which are an integrated, organized sequence of study;
- E) which have psychology faculty and a psychologist responsible for the program;
- F) which have an identifiable body of students who are matriculated in that program for a degree;
- G) which encompass a minimum of three academic years of full-time graduate study;
- H) which have a one year residence. Residence requires interaction with psychology faculty and other matriculated psychology students. One year's residence or its equivalent is defined as follows:

30 semester hours taken on a full-time or part-time basis at the institution accumulated within 24 months; or

a minimum of 350 hours of student-faculty contact involving face-to-face individual or group courses or seminars accumulated within 18 months. Such educational meetings must include both faculty-student and student-student interaction, be conducted by the psychology faculty of the institution at least 90% of the time, be fully documented by the institution, and relate substantially to the program and course content. The institution must clearly document how the applicant's performance is assessed and evaluated.

3) The applicant's program shall include the seven core content areas pursuant to Section 10(3)(b) of the Act as set forth below:

- A) Scientific and professional ethics;
 - B) Biological basis of behavior such as physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;
 - C) Cognitive-affective basis of behavior such as learning, thinking, motivation, emotion;
 - D) Social basis of behavior such as social psychology, group processes, organizational and systems theory;
 - E) Individual differences which includes instruction in theories of normal and abnormal personality functioning;
 - F) Assessment which includes instruction in clinical interviewing and the administration, scoring, and interpretation of psychological test batteries for the diagnosis of mental abilities and personality functioning;
 - G) Treatment modalities which includes instruction in the theory and application of a diverse range of psychological interventions for the treatment of mental, emotional, behavioral or nervous disorders.
- d) For the purposes of this Part, course shall be defined as an integrated, organized course of study which encompasses a minimum of one school term. No independent study courses may be used to satisfy the 7 core content areas set forth in Section 10 of the Act and subsections (b)(9) and (c)(3) of this Section.
- e) Individuals applying for licensure in accordance with subsections (b) and (c) above who are deficient in any of the seven core content areas may complete any one or all of these courses in a clinical or counseling psychological program accredited by the American Psychological Association, approved by the Council for the National Register of Health Service Providers in Psychology or a program approved in accordance with subsection (b) above. Individuals who are deficient in the practicum, internship, or clinical experience requirements may obtain this experience in accordance with the standards set forth in Section 1400.30 of this Part. The deficiency may be completed at any time. The applicant will be required to submit proof to the Department of Professional Regulation (the "Department") that he or she has completed such a course(s) and/or the experience. Proof shall include, but not be limited to, curriculum, practicum, and program materials, internship handbook and course materials, letter from agency outlining training completed.

(Source: Amended at 14 Ill. Reg. ¹²⁷³⁵ effective July 30, 1990.)

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

Section 1400.30 Experience Defined

The following sets forth standards for required experience in accordance with Section 10 of the Act and Section 1400.20 of this Part:

- a) Two years of supervised clinical or counseling experience which all applicants for licensure are required to meet. To meet the requirements of satisfactory supervised experience in clinical or counseling psychology pursuant to Section 10 of the Act, the applicant's experience:
 - 1) Shall involve the practice of clinical or counseling psychology as defined in Section 2(5) of the Act. Illustrative tasks are: assessing, diagnosing and treating individuals with mental, emotional, behavioral or nervous disorders or conditions, or individuals with developmental disabilities; and assisting clients or organizations in solving professional, personal, or personnel problems.
 - 2) Shall not be limited to repetitious and routine tasks which, although involving psychological activities, are at the pre-professional level. Tasks illustrative of pre-professional experience are: administering and scoring structured tests; conducting standardized interviews; collecting data; academic guidance counseling; and assisting in a laboratory or teaching situation.
 - 3) Shall be personally and individually supervised by a licensed clinical psychologist whose license is active and in good standing (i.e., no disciplinary action in accordance with Section 15 of the Act) or a licensed psychologist who is engaged in clinical or counseling psychology. The experience must be performed pursuant to the order, control and full professional responsibility of the supervisor, who shall meet face-to-face with the applicant a minimum of one hour per week.
 - 4) Supervised experience in which the supervisor receives monetary payment or other considerations from the supervisee or in which the supervisor is hired by or otherwise employed by the supervisee shall not be accepted by the Department as fulfilling the practicum, internship or 2 years of satisfactory supervised experience requirements for licensure.
 - 5) Shall contain/include clinical or counseling psychology experience, at least one year of which must be post-doctoral. Practicum experience may not be counted towards fulfilling the two years of clinical or counseling supervised experience.
 - A) A year of experience is defined as 1,750 hours obtained in not less than 50 weeks based on at least 35 hours per week for full-time work experience.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- B) Full-time work experience must be obtained in a single setting for a minimum of six months. Part-time and internship experience will only be counted if it is 18 hours or more a week for a minimum of nine months and is in a single setting.
- C) Post-doctoral experience may begin upon completion of degree requirements for the doctoral degree, if verification of the date of completion of such degree requirement, when different than the date of graduation, is certified to the Department by the appropriate administrative official of the applicant's education institution.
- D) The experience must be evaluated by the supervisor as satisfactory.
- E) Only experience obtained prior to the date of the examination will be considered. Applicants completing the required experience after the examination date will be considered for the next examination. All supervised experience completed prior to the application date shall be listed on the application in order to be considered.
- b) Practicum. To meet the practicum requirement pursuant to Section 1400.20(b) and (c) of this Part, the applicant's practicum (externship or clerkship) shall meet the following minimum requirements:
 - 1) shall be a part of the coursework in the doctoral program;
 - 2) shall involve the applicant in direct clinical or counseling psychology services to the client;
 - 3) must provide for personal supervision by a licensed clinical psychologist, licensed psychologist who is engaged in clinical or counseling psychology or by a person possessing the educational and experience qualifications necessary for licensure under the Act. Failure of the licensing examination disqualifies one as a supervisor. The experience must be performed pursuant to the order, control and full professional responsibility of the supervisor who shall meet with the applicant face-to-face for a minimum of 75 hours;
 - 4) Supervised experience in which the supervisor receives monetary payment or other considerations from the supervisee or in which the supervisor is hired by or otherwise employed by the supervisee shall not be accepted by the Department as fulfilling the practicum, internship or 2 years of satisfactory supervised experience requirements for licensure.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 5) shall be a minimum of 400 hours in duration. This 400 hours does not have to take place in a single setting.
- 6) The practicum shall not count toward the two years of clinical or counseling supervised experience set forth in subsection (a) above.
- c) Internship. To meet the requirements of internship or equivalent supervised clinical experience in an organized health care setting pursuant to Section 10(5) of the Act, the internship or clinical experience shall meet the following minimum requirements:

- 1) shall be an organized training program designed to provide the applicant with a planned, programmed sequence of training experiences;
- 2) includes a minimum of one hour per week of regularly scheduled, face-to-face individual supervision with the specific intent of dealing with health services rendered directly by the applicant. There must also have been at least two additional hours per week in learning activities such as case conferences including cases in which the intern was actively involved; seminars dealing with clinical issues; co-therapy with a staff person including discussion; group supervision; and additional individual supervision;
- 3) shall involve the applicant in direct clinical or counseling psychology services to the client;
- 4) shall be under the individual and personal supervision of a licensed clinical psychologist whose license is active and in good standing (i.e., no disciplinary action in accordance with Section 15 of the Act) or a licensed psychologist who is engaged in clinical or counseling psychology;
- 5) Supervised experience in which the supervisor receives monetary payment or other considerations from the supervisee or in which the supervisor is hired by or otherwise employed by the supervisee shall not be accepted by the Department as fulfilling the practicum, internship or 2 years of satisfactory supervised experience requirements for licensure.
- 6) includes a minimum of 1750 hours completed within 24 months.
- 7) The training shall be post-practicum (post-clerkship or post-externship) level.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 8) Upon the recommendation of the Committee, internship programs, which are clinical or counseling programs accredited by the American Psychological Association have been deemed by the Department to meet the requirements of this subsection.
- d) The applicant may submit both paid and/or unpaid experience in order to meet the practicum, internship and supervised experience requirements set forth in this Section.

(Source: Amended at 14 Ill. Reg. 12735, effective July 30, 1990.)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED REPEALER

1) Heading of the Part:

Regionalized Perinatal Care

2) Code Citation:

77 Ill. Adm. Code 640

3) Section Numbers:

640.10
640.20
640.30
640.40
640.50
640.60
640.70
640.80

Adopted Action:

Repealer
Repealer
Repealer
Repealer
Repealer
Repealer
Repealer
Repealer

4) Statutory Authority:

AN Act in relation to the prevention of developmental disabilities.
Ill. Rev. Stat. 1989, ch. 111 1/2, par. 2101 et seq.

5) Effective Date of Rules:

October 1, 1990.

6) Does this Rulemaking Contain an Automatic Repeal Date? Yes ___ No X

If "yes," please specify date:

7) Does this Rulemaking Contain Any Incorporations by Reference? Yes ___ No X

If "yes," please specify type: 6.02(a) ___ or 6.02(b) ___

If "6.02(b)," was a copy of the approval form issued by the Joint Committee attached to this rulemaking? Yes ___ No ___

8) Date Filed in Agency's Principal Office:

October 1, 1990.

9) Date Notice(s) of Proposal was Published in Illinois Register:

July 28, 1989 - 13 Ill. Reg. 2413

10) Has the Joint Committee on Administrative Rules issued a Statement of Objections to this/these Rules? Yes ___ No X

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED REPEALER

If "yes," please complete the following:

A) Statement of Objection: ___, ___ Ill. Reg. ___B) Agency Response: ___, ___ Ill. Reg. ___C) Date Agency Response Submitted for Approval to the Joint Committee:11) Difference Between Proposal and Final Version:

There are no differences the entire Part is being repealed.

12) Have all the changes agreed upon by the Agency and the Joint Committee been made as indicated in the agreement letter issued by the Joint Committee?

The Department has made all the changes to which it agreed with the Joint Committee.

13) Will the Rules Replace an Emergency Rule Currently in Effect?Yes ___ No X14) Are there any other Amendments Pending on this Part? Yes ___ No X

If Yes:

Section NumbersProposed ActionIll. Reg. Citation15) Summary and Purpose of Rules:

This Part is being repealed and a New Part 640 is being adopted.

16) Information and Questions regarding this Adopted Rulemaking shall be directed to:

Mr. Robert John Kane, Division of Governmental Affairs, Department of Public Health, 525 West Jefferson, Second Floor, Springfield, Illinois 62761, 217/782-6187.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

1) Heading of the Part:

Regionalized Perinatal Health Care Code

2) Code Citation:

77 Ill. Adm. Code 640

3) Section Numbers:

640.10 New Section
640.20 New Section
640.25 New Section
640.30 New Section
640.40 New Section
640.41 New Section
640.42 New Section
640.43 New Section
640.44 New Section
640.45 New Section
640.50 New Section
640.60 New Section
640.70 New Section
640.80 New Section
640.90 New Section
640.100 New Section
Appendix A New Section
Appendix B New Section
Appendix C New Section
Exhibit A New Section
Exhibit B New Section
Appendix D New Section
Exhibit A New Section
Exhibit B New Section
Appendix E New Section
Exhibit A New Section
Exhibit B New Section
Appendix F New Section
Exhibit A New Section
Exhibit B New Section
Appendix G New Section
Appendix H New Section
Exhibit A New Section
Exhibit B New Section
Exhibit C New Section
Exhibit D New Section
Appendix I New Section

Adopted Action:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

4) Statutory Authority:AN ACT in relation to the prevention of developmental disabilities
Ill. Rev. Stat. 1989, ch. 111 1/2, par. 2101 et seq.5) Effective Date of Rules:

October 1, 1990

6) Does this Rulemaking Contain an Automatic Repeal Date? Yes ___ No X

If "yes," please specify date:

7) Does this Rulemaking Contain Any Incorporations by Reference? Yes X No ___If "yes," please specify type: 6.02(a) X or 6.02(b) ___

If "6.02(b)," was a copy of the approval form issued by the Joint Committee attached to this rulemaking? Yes ___ No ___

8) Date Filed in Agency's Principal Office:

October 1, 1990

9) Date Notice(s) of Proposal was Published in Illinois Register:

July 28, 1989 - 13 Ill. Reg. 12433

10) Has the Joint Committee on Administrative Rules issued a Statement of Objections to this/these Rules? Yes ___ No X

If "yes," please complete the following:

A) Statement of Objection: ___ Ill. Reg. ___B) Agency Response: ___ Ill. Reg. ___C) Date Agency Response Submitted for Approval to the Joint Committee:11) Difference Between Proposal and Final Version:

The following changes were made in response to comments received during the first notice or public comment period:

1. In Section 640.30 (e), the Department will delete the reference to "Illinois Public Health Association" in the last sentence and

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

insert: "Illinois Association of Public Health Administrators".

2. In Section 640.30 (e), the Department will insert "and health planner" in the second sentence after "administrators" so that it reads:

"Recommendations for hospital administrators and health planner shall be solicited from the Illinois Hospital Association."

3. In Section 640.41, the Department will insert "Of" after "Section 640.60" in the first sentence; will insert "provisions" after "following"; and will insert "specifics regarding standards of care for both mothers and neonates as well as support services to be provided shall be defined in the hospital's letter of agreement with their Perinatal Center" in parenthesis after "provisions" so that it reads:

Section 640.41 Level I - Standards for Perinatal Care

Level I: To be designated as Level I, a facility shall apply to the Department as described in Section 640.60 of this Part and comply with all the conditions described in Subpart O of the Hospital Licensing Requirements (77 Ill. Adm. Code 250) which are applicable to the level of care necessary for the patients served, and in addition shall comply with the following provisions (specifics regarding standards of care for both mothers and neonates as well as support services to be provided shall be defined in the hospital's letter of agreement with their Perinatal Center):

4. In Section 640.41 (a) (1), the Department will insert "these" in the second sentence of this section so that it reads:

" This agreement shall cover high-risk pregnant women and those neonates born with a developmental disability or handicapping condition which threatens life or has the potential for a developmental disability and shall also include plans for prompt consultation with a Level III or Perinatal Center in these cases of maternity or neonatal complications"

5. In Section 640.41 (d)(7)(C), the Department will delete "medical supervision" in the last sentence and insert "standing orders of a licensed physician" so that it reads:

"In addition, skills in laryngoscopy, endotracheal intubation, biochemical resuscitation, and decompression of tension pneumothorax by needle aspiration under standing orders of a licensed physician."

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

6. Section 640.41(c)(3) will become Section 640.41(c)(4). A new Section 640.41(c)(3) will be inserted and will read:

- 3) Consultation and transfer to a Level III or Perinatal Center shall occur for the following conditions:

- A) Premature labor or premature birth less than 34 weeks gestation.
- B) Birthweight less than or equal to 2000 grams.

7. In Section 640.41 (e) (1), the Department will delete all of the language in Section 640.41(e)(1), including subsections (A) and (B), and will insert the following new language:

- 1) Exceptions to the standards of care set forth in this Part may be necessary based on patient care needs, current practice, outcomes, and geography in the regional perinatal network.

- 2) Exceptions to the standards of care of this Part may be granted when the facility requesting an exception demonstrates that the staffing, equipment and quality of care (outcomes) are substantially equivalent to the standards and quality of care for any Level II or Level III facility in their Regional Perinatal Network.

- 3) Such exceptions shall be negotiated between the applicant facility and their Perinatal Center. The applicant facility or the Perinatal Center may seek the advice and consultation of the Department, as well as the Perinatal Advisory Committee, to facilitate negotiations regarding exceptions to these standards of care. Any exception to the standards of care of this Part must be defined in the letter of agreement.

- 4) The Department shall review all letters of agreement and modification of letters of agreement prior to implementation. The Department shall use the criteria described in subsection (e)(2) of this Section in order to approve or deny approval of any provision of or any letter of agreement.

8. Section 640.42 Level II - Standards for Perinatal Care

Level II: To be designated as Level II, a facility shall apply to the Department as described in Section 640.60 of this Part and comply with all the conditions described in Subpart O of the Hospital Licensing Requirements (77 Ill. Adm. Code 250) promulgated by the Department which are applicable to the level of care necessary for the patients served, and in addition shall comply with the following

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

provisions (specifics regarding standards of care for both mothers and neonates as well as support services to be provided shall be defined in the hospital's letter of agreement with their Perinatal Center):

9. In Section 640.42 (b)(1), the Department will add the following new language after Section 640.42(b)(1)(E):

F) Gestational Diabetes

10. In Section 640.42 (b)(2)(A), The Department will add the following new subpoint to this Section:

vi) Insulin dependent diabetes Class B or greater.

11. In Section 640.42 (b)(2)(B), the Department will change "34" to "32" in subsections (vii), (viii) and (ix) to read as follows:

- vii) Premature labor prior to 32 weeks;
- viii) Premature rupture of membranes prior to 32 weeks;
- ix) Medical and obstetrical complications of pregnancy, possibly requiring induction or caesarean section for maternal or fetal conditions prior to 32 weeks;

12. The Department will insert "uncontrolled" before "Seizures" in Section 640.42 (c)(2)(C) so that it reads:

C) Uncontrolled seizures;

13. The Department will insert "Significant" before "congenital" in Section 640.42 (c)(2)(D) so that it reads:

D) Significant congenital heart disease;

14. The Department will insert "greater than 6 hours" in parenthesis after "50%" in Section 640.42 (c)(2)(G) so that it reads:

G) Infants with oxygen requirement in excess of 50% (greater than 6 hours);

15. The Department will insert "ten minutes" after "with" and before "Apgar," and will delete "at 5 minutes" after "less" in Section 640.42 (c)(2)(H) so that it reads:

H) Infants with ten minute Apgar scores of five or less;

16. The following new language will be added after Section 640.42(c)(2):
- 3) Consultation and transfer to a Level III or Perinatal Center shall occur for the following conditions:

- A) Premature labor or premature birth less than 32 weeks gestation
- B) Birthweight less than or equal to 1250 grams
- C) Mechanical ventilation beyond the initial stabilization period (6 hours)

17. The Department will delete all of the language proposed in Section 640.42(e)(1-3), and will insert the following new language:

- 1) Exceptions to the standards of care set forth in this Part may be necessary based on patient care needs, current practice, outcomes, and geography in the regional perinatal network.

- 2) Exceptions to the standards of care of this Part may be granted when the facility requesting an exception demonstrates that the staffing, equipment and quality of care (outcomes) are substantially equivalent to the standards and quality of care for any Level III facility or Perinatal Center in their Regional Perinatal Network.

- 3) Such exceptions shall be negotiated between the applicant facility and their Perinatal Center. The applicant facility or the Perinatal Center may seek the advice and consultation of the Department as well as the Perinatal Advisory Committee to facilitate negotiations regarding exceptions to these standards of care. Any exception to the standards of care of this part must be defined in the letter of agreement.

- 4) The Department shall review all letters of agreement and modification of letters of agreement prior to implementation. The Department shall use the criteria described in subsection (e)(2) of this Section in order to approve or deny approval of any provision of or any letter of agreement.

18. Section 640.43 Level III - Standards For Perinatal Care

Level III: To be designated as Level III, a facility shall apply to the Department for designation, and shall comply with all of the

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

conditions described for intensive (Level III) perinatal care of this Part and shall comply with all the conditions described in Subpart O of the Hospital Licensing Requirements (77 Ill. Adm. Code 250) promulgated by the Department which are applicable to the level of care necessary for the patients served, and in addition shall comply with the following provisions (specifics regarding standards of care for both mothers and neonates as well as support services to be provided shall be defined in the hospital's letter of agreement with their Perinatal Center):

19. In Section 640.43(f), the Department will delete all of the language and will insert the following new language:

f) Exceptions to Level III - Standards of Care

- 1) Exceptions to the standards of care set forth in this Part may be necessary based on patient care needs, current practice, outcomes, and geography in the regional perinatal network.
 - 2) Exceptions to the standards of care of this Part may be granted when the facility requesting an exception demonstrates that the staffing, equipment and quality of care (outcomes) are substantially equivalent to the standards and quality of care for any Level III facility or Perinatal Center in their Regional Perinatal Network.
 - 3) Such exceptions shall be negotiated between the applicant facility and their Perinatal Center. The applicant facility or the Perinatal Center may seek the advice and consultation of the Department, as well as the Perinatal Advisory Committee, to facilitate negotiations regarding exceptions to these standards of care. Any exception to the standards of care of this part must be defined in the letter of agreement.
 - 4) The Department shall review all letters of agreement and modification of letters of agreement prior to implementation. The Department shall use the criteria described in subsection (f)(2) of this Section in order to approve or deny approval of any provision of or any letter of agreement.
20. In Section 640.43 (d), the Department will incorporate "or licensed osteopathic physician with equivalent training and experience and certified by the American Osteopathic Board of Obstetricians and Gynecologists" in the first sentence of this Section; and will

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

incorporate "or licensed osteopathic physician with equivalent training and experience and certified by the American Osteopathic Board of Pediatricians" in the second sentence, so that this Section reads:

- 2) Level III obstetric activities shall be directed and supervised by a full-time subspecialty obstetrician certified by the American Board of Obstetrics and Gynecology in the subspecialty of Maternal and Fetal Medicine or a licensed osteopathic physician with equivalent training and experience and certified by the American Osteopathic Board of Obstetricians and Gynecologists. Neonatal activities shall be directed and supervised by a full-time pediatrician certified by the American Board of Pediatrics Sub-Board of Neonatal/Perinatal Medicine or a licensed osteopathic physician with equivalent training and experience and certified by the American Osteopathic Board of Pediatricians. Obstetric anesthesia services under the direct supervision of Board certified anesthesiologist with training in maternal, fetal and neonatal anesthesia shall be available 24 hours a day. The directors of the obstetric and neonatal services shall ensure the back-up supervision of their services when they are unavailable so that there will be continuity of patient care and consultation. The names and qualifications of directors in each of these disciplines shall be filed and kept current with the Department.
21. In Section 640.45 (c), the Department will correct the typographical error in this Section by changing the second subsection (b) to "c)". In addition, the Department will insert the following new language to this Section so that it reads:
- c) The provisions of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, par. 1001 et seq.) and the Department's Rules of Practice and Procedure for Administrative Hearings (77 Ill. Adm. Code 100) shall apply to all hearings challenging Department decisions including those related to designation, redesignation, and denial or revocation of designation.
22. In Section 640.50, the Department will add a new subsection (k) to this Part that reads:
- k) Existing designations shall be effective until redesignation is accomplished.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

23. In Section 640.60, the Department will insert "which may be included in its Maternity and Neonatal Service Plan or letter of agreement" after "information" in the first sentence of this Section so that it reads:

Applicant facilities shall provide the Department the following information which may be included in its Maternity and Neonatal Service Plan or letter of Agreement:

24. The Department will insert the following new language as Section 640.41(d) (8):

8) Continuous electronic maternal-fetal monitoring and staff knowledgeable in its use and interpretation shall be available 24 hours.

25. The Department will insert the following new language as Section 640.42(d) (9):

9) Continuous electronic maternal-fetal monitoring and staff knowledgeable in its use and interpretation shall be available 24 hours. In addition, Level I ultrasound and staff knowledgeable in its use and interpretation shall be available on a 24 hours basis.

26. The Department will insert the following new language as Section 640.43(c) (11):

11) Continuous electronic maternal-fetal monitoring and staff knowledgeable in its use and interpretation shall be available 24 hours. In addition, the Level III and Perinatal Center shall provide Level II ultrasound available on the OB floor.

27. The Department will change "shall to "may" in the text of Section 640.60 (h)(5) so that it reads:

5) The Department may ask the Perinatal Center to conduct a follow-up site visit to the facility if the initial site visit is more than 6 months prior to review by PAC for designation or redesignation. In such cases, approval may be contingent upon receiving the findings of the follow-up site visit.

28. In Section 640.70 (k), the Department will insert "by the perinatal facility" after "appropriate" and "specific conditions must be defined" in parenthesis after "conditions" in the first sentence so that its reads:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- k) A provision requiring evaluation and consultation with the Perinatal Center or Level III facility and referral to the Perinatal Center or Level III facility, when determined appropriate by the perinatal facility following evaluation of neonates with handicapping conditions or developmental disabilities within 24 hours of the identification of the conditions (specific conditions must be defined in the letter of agreement).

29. In Section 640.90 (e)(1), the Department will insert "and facility" after "patient" in the first sentence of this Section so that it reads:

1) The patient and facility-identifying information submitted to the Department or local health agency under the Act and this Part shall be privileged and confidential and shall not be available for disclosure, inspection or copying under the Freedom of Information Act or the State Records Act, except as described in this Section. These data shall also be considered confidential under Section 8-210 of the Code of Civil Procedure.

30. On the Maternal Discharge Record Form (Exhibit A), under "Type and Date of Delivery," the Department will add a check box for "vaginal," "C-Section," "other, specify," and space for recording "date."

31. On the Instructions for Completing Maternal Discharge Record (Exhibit B) under "Type and Date of Delivery," the Department will delete the words "normal spontaneous" after the word "a" and before the word "vaginal;" "it will delete the term "forceps/vacuum extraction," after the comma and before the word "caesarean;" it will delete the term "vaginal breech" after the word "or" and insert "other, e.g., spontaneous delivery, ectopic, hydatidiform mole," so that this paragraph reads as follows:

If the patient delivered during this admission, indicate the date of delivery and whether the delivery was a vaginal delivery, caesarean section, or other, e.g., spontaneous delivery, ectopic, hydatidiform mole.

32. In the Report of Local Health Nurse, Maternal-Prenatal Form (Exhibit A), the Department will add the following data item:

1) "Perinatal Center"

The Department will delete the following items:

1) "Visit number"

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

2) "Home Health";

Finally, the Department will change the term "ID" to "case" in the item "Patient ID Number" so that it reads "Patient Case Number." The Department will delete the word "family" in the item "Family Refused Visit" so that it reads "Refused Visit;" and the Department will change the term "Health" to "Medical" in the item "Health Assessment Physical Status" so that it reads "Medical Assessment Physical Status."

In the Instruction for Completing the Report of Local Health Nurse, Maternal-Prenatal (Exhibit B), the Department will add the following instructions or definitions so that it reads as follows:

1. "Perinatal Center" "Name of Perinatal Center"
2. "Birthdate" "Date of Patient's birth (see MDR)."
3. "Housing" "Note the general adequacy of the living environment in regard to cleanliness, general safety, temperature, etc. If adequate, record as appropriate. If inadequate, note deficiency and record as inappropriate. Note action taken e.g. referred to Department of Human Services."

4. "Other, Specify" "Check if patient has been referred to a service/agency not listed on this form. Specify name of agency and type of service for which the referral was made;"

The Department will delete the following items and corresponding instructions:

- 1) Visit number
- 2) Home Health

Finally, the Department will change the term "ID" to "Case" in the item "Patient ID Number" so that it reads "Patient Case Number." The Department will delete the word "family" in the item "Family Refused Visit" so that it reads "Refused Visit;" and the Department will change the term "Health" to "Medical" in the item "Health Assessment Physical Status" so that it, reads "Medical Assessment Physical Status."

33. In the Report of Local Health Nurse, Maternal-Postnatal Form (Exhibit A), the Department will add the following new items:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

1. "Other, Specify"
2. "Alive/Not Yet Linked with Care"
3. "Not Applicable"
4. BIP, T, P, R
5. "Extremities"
6. "Other, Specify;"
7. "Source of Ongoing Medical Care: Mother - Infant."

Finally, the Department will change the term "ID" to "case" in the item "Patient ID Number" so that it reads "Patient Case Number."

With regard to the Instructions for Completing the Report of Local Health Nurse, Maternal-Postnatal (Exhibit B), the Department will add the following new instructions or definitions so that it reads as follows:

Before Treatment Compliance

1. "NB: If any findings are abnormal, note deviations and actions taken (e.g., M.D. notified by PHN; patient advised to contact M.D.)"

Before Involution of Fundus

2. "NB: If information is based on patient report rather than visual inspection indicate so under comments."

3. "Housing"

"Note the general adequacy of the living environment in regard to cleanliness, general safety, temperature, etc. If adequate, record as appropriate. If inadequate, note deficiency and record as inappropriate. Note action taken (e.g. referral to Department of Human Services);

The Department will delete the following items and corresponding instructions:

1. "Visit Number"
2. "Parenting Education;"

Finally, the Department will change the term "ID" to "case" in the item "Patient ID Number" so that it reads "Patient Case Number;" it will delete the word "family" in the term "Family Refused Visit" so that it reads "Refused Visit;" it will add "/"Bottle" to the term "Non-lactating" so that it reads "Non-lactating/Bottle;" it will

NOTICE OF ADOPTED RULES

change "Birth Control Pills" to read "OC's;" and it will change "Natural Methods" to read "Natural Family Planning;"

34. In Appendix G, the Department will change "Appendix K" to "Appendix G" on page 1; on page 2, subsection (G) it will change "Appendix A" to "Exhibit A"; on page 3 subsection (b) it will change "Appendix B" to "Exhibits B and C"; and in subsection (c) it will change "Appendix C" to "Exhibits D and E"; on page 5 it will change "Appendix A" to "Exhibit A"; on page 6 it will change "Appendix B" to "Exhibit B"; on page 7 it will change subsection (3) to subsection (4) and will delete all of the language in this subsection and insert the following new language so that it reads:

Exceptions:

- 4) A) Exceptions to the standards of care set forth in this Part may be necessary based on patient care needs, current practice, outcomes, and geography in the regional perinatal network.

- B) Exceptions to the standards of care of this part may be granted when the facility requesting an exception demonstrates that the staffing, equipment and quality of care (outcomes) are substantially equivalent to the standards and quality of care for any Level II or Level III facility in their Regional Perinatal Network.

- C) Such exceptions shall be negotiated between the applicant facility and their Perinatal Center. The applicant facility or the Perinatal Center may seek the advice and consultation of the Department, as well as the Perinatal Advisory Committee, to facilitate negotiations regarding exceptions to these standards of care. Any exception to the standards of care of this part must be defined in the letter of agreement.

- D) The Department shall review all letters of agreement and modification of letters of agreement. The Department shall use the criteria described in Section 640.41(e)(2) in order to approve or deny approval of any provision of or any letter of agreement.

The Department will insert a new subsection (3) on page 7 so that it reads:

- 3) Consultation and transfer to a Level III or Perinatal Center shall occur for the following conditions:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- A) Premature labor or premature birth less than 34 weeks gestation.

- B) Birthweight less than or equal to 2000 grams.

The Department will also change "Appendix B" on page 9 to "Exhibit B"; on page 9 it will add the following new language after subsection (1)(f):

- G) Insulin dependent diabetes Class B or greater;

The Department will change "34" in subsection (2) (G, H, and I) to "32" on page 9 and will insert "Uncontrolled" before "Seizures" in subsection (3)(c); and "Significant" before "Congenital" in subsection (3)(D); on page 10 it will add "greater than 6 hours" in parenthesis after "50%" in subsection 3(G); it will insert "ten minutes" before "Apgar" and delete "at 5 minutes" after "less" in subsection (3)(H); it will delete all of the language in this subsection and insert the following new language so that it reads:

Exceptions:

The Department will insert a new subsection (3) on page 9 so that it reads:

- 4) Consultation and transfer to a Level III or Perinatal Center shall occur for the following conditions:

- A) Premature labor or premature birth less than 32 weeks gestation.

- B) Birthweight less than or equal to 1250 grams.

- C) Mechanical ventilation beyond the initial stabilization period (6 hours)

- 5) A) Exceptions to the standards of care set forth in this Part may be necessary based on patient care needs, current practice, outcomes, and geography in the regional perinatal network.

- B) Exceptions to the standards of care of this part may be granted when the facility requesting an exception demonstrates that the staffing, equipment and quality of care (outcomes) are substantially equivalent to the standards and quality of care for any Level II or Level III facility in their Regional Perinatal Network.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- C) Such exceptions shall be negotiated between the applicant facility and their Perinatal Center. The applicant facility or the Perinatal Center may seek the advice and consultation of the Department, as well as the Perinatal Advisory Committee, to facilitate negotiations regarding exceptions to these standards of care. Any exception to the standards of care of this part must be defined in the letter of agreement.
- D) The Department shall review all letters of agreement and modification of letters of agreement. The Department shall use and approve the letter of agreement based on the criteria described in Section 640.42(e)(2) in order to approve or deny approval of any provision of or any letter of agreement.

The Department will insert a new subsection (4) on page 10 so that it reads:

- 4) Consultation and transfer to a Level III or Perinatal Center shall occur for the following conditions:

- A) Premature labor or premature birth less than 32 weeks gestation.
- B) Birthweight less than or equal to 1250 grams.
- C) Mechanical Ventilation beyond the initial stabilization period (6 hours)

On page 12 it will change "Appendix C-1" to "Exhibit D"; it will change "36" to "34" and "2500" to "2000" in subsection (2)(A) on page 12; it will change "Appendix C" to "Exhibit E" before "Level II" and will insert the following new language after subsection (1)(E), i.e., "Incompetent cervical os" so that it reads:

- F) Gestational Diabetes

35. Appendix I - Perinatal Reporting System Data Elements is added. In addition, Section 640.90 is relabeled as shown, and replace subsections (a) and (c) as shown below.

Section 640.90 Perinatal Reporting System

- a) Purpose

The Department will maintain a Perinatal Reporting System to monitor perinatal outcomes, program interventions, standard of

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

care practices and referral patterns.

- c) Identification of Perinatal Patients

- 1) The Department requires that all Illinois hospitals licensed to provide obstetrical and newborn services report information on all perinatal patients. The Department requests, but does not require, reports on perinatal patients from hospitals outside Illinois, except the St. Louis perinatal centers, and hospitals maintained by the Federal Government or other governmental agencies within the United States.
- 2) Each hospital will prepare a Perinatal Report record (See Appendix H) to be provided by the Department for patients meeting one of the following conditions:
- A) Live-birth
- B) Diagnosed prior to discharge from newborn hospitalization as a perinatal or neonatal death.
- C) AGENCY NOTE: Women that present with spontaneous abortion, ectopic pregnancy or hydatid mole are perinatal patients and must be reported. In addition, the products of induced abortions shall not be reported to the Perinatal Reporting System.
- D) AGENCY NOTE: Fetal death (gestation greater than 20 weeks) is considered a reportable perinatal outcome and will be included in the Perinatal Reporting System. However, fetal deaths do not have to be reported through the Perinatal Reporting System, because these deaths are already reported and compiled in the Department's Vital Records database.
- 3) Every hospital shall provide representatives of the Department with access to information from all medical, pathological, and other pertinent records and logs related to reportable registry information. The mode of access and the time during which this access will be provided shall be by mutual agreement between the hospital and the Department. The Department shall not require hospitals to provide information on cases which are dated more than two years before the Department's request for further information.
- 4) The Perinatal Reporting System also will be complemented with information from the Department's Vital Records live birth database under the Vital Records Act. (Ill. Rev. Stat. 1987, ch.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

111 1/2, pars. 73-1 et seq.), the Adverse Pregnancy Outcomes Reporting System under the Illinois Health and Hazardous Substances Registry Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 6701 et seq.) and other Maternal and Child Health Reports and submissions.

- 5) The Perinatal Reporting System consists of two forms of reporting. This reporting shall be on the forms provided by the Department or through electronic means that meets the exact specifications of the Department's data processing system. Complete Perinatal Reporting Information must be reported to the Department within 14 days of infant discharge, regardless of method of reporting.
- 6) The Perinatal Report record shall be distributed in the following manner:
 - A) Two copies of the Perinatal Reporting System record must be sent to the Department's Division of Family Health, 535 West Jefferson, Springfield, Illinois 62761.
 - B) A copy may be retained by the reporting facility.
 - C) A copy must be forwarded to the Local Health Nurse.
 - D) A copy must be forwarded to the Primary Care Physician.

Appendix I - Perinatal Reporting System Data Elements

1. Child's First Name
2. Child's Middle Name
3. Child's Last Name
4. Child's Suffix
5. AKA
6. Child's Date of Birth
7. Child's Time of Birth
8. Sex
 - A. Male
 - B. Female
 - C. Ambiguous
9. Race
 - A. White
 - B. Black
 - C. Asian
 - D. Other
10. Hispanic
 - A. Yes
 - B. No

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- C. N/A
11. Place of Birth
12. City of Birth
13. County of Birth
14. Mother's First Name
15. Mother's Middle Name
16. Mother's Last Name
17. Mother's Maiden Name
18. Mother's Social Security Number
19. Mother's Date of Birth
20. Mother's Street Number
21. Mother's Street Name
22. Mother's Street Direction
23. Mother's Street Type
24. Mother's Street Location
25. Mother's City
26. Mother's County
27. Mother's Zip Code
28. Mother's State
29. Mother's Telephone
30. Mother's Age
31. Mother's Birthplace
 - A. State
 - B. Country
32. Mother of Hispanic Origin
 - A. Yes
 - Cuban
 - Mexican
 - Puerto Rico
 - B. No
33. Mother's Race
 - A. American Indian
 - B. Black
 - C. White
34. Mother's Education (specify highest grade completion)
35. Mother's Occupation
36. Mother's Business/Industry
37. Mother Employed During Pregnancy
 - A. Yes
 - B. No
 - C. Record Not Available
 - D. Not Stated
38. Marital Status
 - A. Married
 - B. Not Married

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED RULES

39. Father's Last Name
40. Father's Middle Name
41. Father's First Name
42. Father of Hispanic Origin
 A. Yes
 Cuban
 Mexican
 Puerto Rican
 B. No
43. Father's Race
 A. Indian American
 B. Black
 C. White
44. Father's Education (specify highest grade completed)
45. Father's Age
46. Father's Occupation
47. Father's Business/Industry
48. Father Employed
 A. Yes
 B. No
 C. Record N/A
 D. Not Stated
49. Pregnancy History
50. Plurality (# this Birth)
 If greater than 1, Birth Order of this Birth
51. Previous Live Births
52. Number Live Births Now Living
53. Number Live Births Now Dead
54. Date of Last Live Birth
55. Previous Terminations
56. Number of Other Terminations
57. Date of Last Other Termination
58. Date Last Normal Menses
59. Month Prenatal Care Began
60. Number of Prenatal Care Visits
61. 1 Minute APGAR Score
62. 5 Minute APGAR Score
63. Estimate of Gestation Weeks
64. Mother Transferred In Prior to Delivery
 A. Yes
 B. Name of Facility _____ Location of Facility _____
 C. No

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

65. Infant Transferred (Out)
 A. Yes
 B. Names of Facility _____ Location of Facility _____
 C. Transfer Code _____
 D. No
66. Reporting Hospital
67. Reporting Hospital City
68. Tobacco Use During Pregnancy
 A. Smoked during pregnancy
 Average cigarettes per day
 B. Stopped smoking during pregnancy
 C. Smoked during pregnancy
 D. Does not smoke
 E. Record N/A
 F. Not Stated
69. Alcohol Use During Pregnancy
 A. Yes
 Average number drinks per day
 B. No
 C. Record N/A
 D. Not Stated
70. Mother's Weight Gain
 A. Yes
 B. No
 C. Record N/A
 D. Not Stated
71. Mother's Weight Loss
 A. Yes
 B. No
 C. Record N/A
 D. Not Stated
72. Medical Risk Factors for this Pregnancy
 A. Anemia
 B. Cardiac Disease
 C. Acute or Chronic Lung Disease
 D. Diabetes
 E. Genital Herpes
 F. Hydramnios/Oligohydramnios
 G. Hemoglobinopathy
 H. Hypertension, Chronic
 I. Hypertension, Pregnancy, related
 J. Eclampsia
 K. Incompetent Cervix
 L. Previous Infant 4000 + Grams
 M. Previous Preterm or SGA Infant

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- N. Renal Disease
 O. Rh Sensitization
 P. Uterine Bleeding
 Q. None
 R. Other, Specify _____
73. Obstetric Procedures
 Aminocentesis
 Electronic Fetal Monitoring

Internal
 External
 Both
 Neither
 Record N/A
 Not Stated
 Induction of Labor
 Stimulation of Labor
 K. Yes
 Pitocin _____
 Oxytocin _____
 L. No
 M. Record N/A
 N. Not Stated
 O. Tocolysis
 P. Ultrasound
 Q. None
 R. Other, Specify _____

74. Complications of Labor and/or Delivery

- A. Febrile
 B. Meconium
 C. Premature Rupture
 D. Abruptio Placenta
 E. Placenta Previa
 F. Other Excessive bleeding
 G. Seizures during labor
 H. Precipitous labor
 I. Prolonged labor
 J. Dysfunctional labor
 K. Breech/Malpresentation
 L. Cephalopelvic Disproportion
 M. Cord Prolapse
 N. Anesthetic complications
 O. Fetal Distress
 P. None
 Q. Other, Specify _____

75. Method of Delivery

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- A. Spon. Vaginal
 B. Mid - Low Forceps
 C. Vacuum Extraction
 D. Vaginal Breech
 E. C. Section Primary
 F. C. Section Repeat
 G. Other type
 H. Record N/A
 I. Not Stated
 J. Vaginal After Previous C Section
 K. Other C Section

76. Abnormal Conditions of Newborn

77. Anemia
 78. Birth Injury
 79. Fetal Alcohol Syndrome
 80. Hyaline Membrane Disease
 81. Meconium Aspiration Syndrome
 82. Assisted Ventilation > 30 min.
 83. Assisted Ventilation = 30 min.
 84. Seizures
 85. None
 86. Other Specify _____
 87. Congenital Anomalies of Child
 88. Anacephalus
 89. Spina Bifida/Meningocele
 90. Hydrocephalus
 91. Microcephalus
 92. Other CNS Anomalies Specify _____
 93. Heart Malformations Specify _____
 94. Other Circulatory/Respiratory Anomalies Specify _____
 95. Rectal Atresia/Stenosis
 96. Tracheoesophageal Fistula/Esophageal Atresia
 97. Omphalocele/Gastroschisis
 98. Other Gastrointestinal Anomaly
 99. Malformed Genitalia
 100. Renal Agenesis
 101. Other Urogenital Anomaly Specify _____
 102. Cleft Lip/Palate Specify _____
103. Polydactyly/Syndactyly/Adctyly
 104. Club Foot
 105. Diaphragmatic Hernia
 106. Other Musculoskeletal/Integumental Anomaly
 107. Downs Syndrome
 108. Other Chromosomal Anomaly Specify _____
 109. None
 110. Other, Specify _____

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

111. Transfusion
112. Anesthesia
A. Local/Puderal
B. Regional
C. General
113. Umbilical Cord Blood Gases Tested
A. Yes
B. No
114. Small for Gestational Age
115. Infection of Newborn Acquired Before Birth
116. Infection of Newborn Acquired During Birth
117. Infection of Newborn Acquired After Birth
118. Hereditary Hemolytic Anemias
119. Hemolytic Diseases of the Newborn
120. Due to Rh Incompatibility Only
121. Due to ABO Incompatibility
122. Due to Other Causes
123. Drug Toxicity or Withdrawal
A. Yes, Specify _____
B. No
124. Highest Bilirubin
A. Total _____
B. No
125. Admit to Designated Patient Unit
A. Yes
B. No
126. Genetic Screenings Conducted
127. Rh Determination
A. Mother's Blood Type _____ Rh Factor _____
Immune Globulin Given _____
- Yes
No
128. Hepatitis B - Surface Antigen
A. Positive
B. Negative
129. Non-Obstetrical Infections
A. Syphilis
B. Gonorrhea
C. Rubella
D. Other
130. Obstetrical Infections
A. Antepartum
Amnionitis/Chloramionitis
Urinary Tract Infection
B. Postpartum
Endometritis
Infection of Wound

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- Urinary Tract Infection
131. Mother admitted with 72 hours of delivery
A. Precipitous Delivery
B. Planned Home Birth
132. Drug Use During Pregnancy
A. Cocaine
B. Heroin
C. Marijuana
D. Other Street Drug(s)
E. None
F. Record N/A
G. Not Stated
133. Transfusion
134. Prenatal Screening Conducted for
A. Gestational Diabetes
(Blood Glucose Tolerance Test)
B. Congenital/Birth Defects
A.) Maternal Alpha Feta Protein
B.) Chromosomal
C.) Other
135. Number of Days Maintained on Ventilation Before Transfer to Level III
Center-Days
136. Prenatal Ultrasound
A. Yes
B. No
C. Record N/A
D. Not Stated
137. Chorionic Villus Sampling
138. Were Newborn Screening Tests Conducted?
A. Yes
B. No
139. Mother Transferred Out to Another Hospital After Delivery Destination
Hospital Code
140. Mother Transferred From Emergency Room
141. Infant Transferred In Transfer Code
142. Consult Perinatal Center
143. Infant Maternal
A. Yes, W/Transfer
B. Yes, No Transfer
C. No Consultation
D. Not Stated
144. Mother Died In Hospital
145. Fetal Death
146. Infant Died in Hospital
147. Extrauterine Pregnancy
148. Ectopic Pregnancy
149. Admission Date - Infant
150. Admission Date - Maternal

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

151. Discharge Date - Infant
 152. Discharge Date - Maternal
 153. Payment Method

A. Yes
 Medicaid
 Medicaid HMO
 HMO
 Medicare
 CHAMPUS
 Title V
 Health Ins.
 Self Pay
 Record N/A
 Not Stated
 Health Ins./\$/
 Other, Specify _____

B. No

154. Were prenatal records available prior to delivery?

A. Yes

B. No

155. Maternal Diagnosis (Specify up to 8 Diagnoses)

156. Mother's Medical Record Number

157. Infant Diagnoses (Including Congenital Anomalies); Specify up to 8
 diagnosis _____

158. Infant Released to:

A. Home

B. Other Hospital

C. Long Term Care

D. Other Child Care Agency

E. Infant Patient ID

159. Infant Medical Record Number _____

161. Referrals

A. Community Social Services

B. DSCC

C. DCFS

D. Other, Specify _____

E. None

F. Early Intervention program

G. Other _____

162. Feedings

163. Breast fed

164. Bottle

165. Tube

166. Formula

167. Frequency

168. Amount

169. Infant Medications

170. Birth Weight

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

171. Birth Head Circumference

172. Birth Length

173. Discharge Weight

174. Discharge Head Circumference

175. Discharge Length

176. Infant Discharge Treatment

177. Other Concerns

178. RN Contact at Hospital - Phone Number

179. Relative/Friend

180. Relationship

181. Address/ Phone #

182. Family Informed of LHN Visit

A. Yes

B. No

183. Primary Care Physician's Name -

184. Mother Gravid Para F_P_A_L_

185. Signature

186. Title

187. Report Date

188. Other Infant Diagnoses

189. Congenital Syphilis

190. Hypothyroidism

191. Adrenogenital Syndrome

192. Inborn Errors of Metabolism

193. Cystic Fibrosis

194. Immune Deficiency Disorder

195. Leukemia

196. Constitutional Aplastic Anemia

197. Coagulation Defects

198. Neurofibromatosis

199. Retinopathy of prematurity

200. Chorioretinitis

201. Strabismus

202. Endocardial Fibroelastosis

203. Occlusion of Cerebral Arteries

204. Intrauterine Growth Retardation

205. Cerebral Lipidoses

The following changes were made in response to comments and suggestions of the Joint Committee on Administrative Rules:

4. In Section 640.45(a) at the end of the subsection the following language was added:

The Department shall consider the following factors relevant in deciding whether failure to comply with the requirements for

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

designation will result in denial or revocation:

- 1) Failure to complete the letter of agreement.
- 2) Failure to have an approved Maternity and Neonatal Service Plan.
- 3) Failure to complete the site visit and accompanying site visit report, i.e., Standardized Perinatal Site Visit Protocol and Outcome Oriented Data.
- 4) Applicant facility has not demonstrated compliance with all of the requirements for the level of designation.

5. In Section 640.45(b) the word "generally" before "90 days" was deleted.

8. In Section 640.50(h) at the end of the subsection the following language was added before "and":

, any other documentation that clearly substantiate a facility's compliance with particular provisions or standards for perinatal care.

9. In Section 640.50(i) at the end of the subsection the following language was added:

The Director of Public Health shall consider the following criteria or standards to determine if a facility is in compliance with the Code:

- 1) Confirmation of an approved Maternity and Neonatal Service Plan at the level of care for which the facility is seeking designation.
- 2) An approved letter of agreement between the applicant facility and their Perinatal Center in accordance with the provisions described in Section 640.70.
- 3) A completed Standardized Site Visit Protocol and Outcome Orientated Data report in accordance with the provisions described in Section 640.50(c)-(e).
- 4) Other documentation that clearly substantiate a facility's compliance with particular provisions or standards for perinatal care.
- 5) Recommendation of Department program staff.

10. In Section 640.50(j) at the end of the subsection the following was added:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Circumstances which may influence the Department to review a facility's designation other than every three years could include:

- 1) When a hospital wanted to expand or reduce services.
- 2) Poor perinatal outcomes.
- 3) Change in Perinatal Center or Network affiliation.
- 4) Availability of human resources to compete Department site visit.

12. In Section 640.60(h)(5) the term "may" was changed to "shall" and the language "submission for" was added before "review."

14. In Section 640.90(d)(2)(C) "[t]he pink copy shall be sent to the patient's primary may be retained by the agency." was revised to read:

The pink copy shall be sent to the appropriate Local Health Nurse Agency.

15. Section 640.90(e)(2) was revised to add "upon request" after "may be provided."

16. In the Exhibits under Appendix G, the Department agrees to show B-2 as C, C-1 as D, and C-2 as E.

DRAFTING AND EDITING

1. The Department will include a set of end quotes after "Designation" in Section 640.20 under the definition of "Designation."

2. The Department will include a semicolon after "(E)" and a period after "(F)" in Section 640.42(b)(1)(E) and (F).

3. The Department will change subsection (f) to (e), (g) to (f), (h) to (g) and (i) to (h) in Section 640.43.

4. The Department will move Sections 640.80(b) (3)(B), (C),(D), and (E) to the left one indentation level.

5. The Department will capitalize the first "l" in level III in Section 640.100(a)(3) to read: "Level III".

6. The Department will capitalize the "d" to state "Delivery" in Appendix B.1-A.1.b.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

7. In Appendix B.1.B.2 and B.1.C.2.3,4 and 5 the symbols "1" and "1" will be deleted.
8. In Appendix B above "Ii Staff" and "III Transfer Information," the references to "RULES FOR REGIONALIZED PERINATAL CARE" will be deleted.
9. The Department will remove the two sets of lines above "Full Time" and "Part Time" and above the lines next to "Maternal-Fetal" in Appendix B, 11B.
10. The Department will correct "delivriy" to read "delivery" in Appendix C, Exhibit B in the data element Type and Date of Delivery.
11. The Department will remove the hyphen in "appropriate" to read "appropriate" in Appendix D, Exhibit B. Instructions for completing the Report of the Local Health Nurse, Maternal-Prenatal, under Compliance with Treatment, Diet/Nutritional Status.
12. The Department will state "and any" rather than "any any" in Appendix G III.G in lines three and four.
13. The Department will state "premature" rather than "premature" in Appendix G, Exhibit E(4)(A).

In addition, various typographical, grammatical and form changes were made in response to the comments from the Administrative Code Division and the Joint Committee on Administrative Rules.

- 12) Have all the changes agreed upon by the Agency and the Joint Committee been made as indicated in the agreement letter issued by the Joint Committee?

The Department has made all the changes to which it agreed with the Joint Committee.

- 13) Will the Rules Replace an Emergency Rule Currently in Effect?

Yes ___ No X

- 14) Are there any other Amendments Pending on this Part? Yes ___ No ___

If Yes:

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
------------------------	------------------------	---------------------------

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 15) Summary and Purpose of Rules:

The "Regionalized Perinatal Health Care Code" is designed to coordinate and facilitate the use of ongoing efforts and existing resources in Illinois to improve perinatal health and to prevent perinatal mortality and conditions leading to developmental disability.

The proposed rules will provide detailed guidelines, standards, and procedures for compliance with the law and Department policies related to the development and implementation of a state-wide system of regionalized perinatal care.

The Department has conducted numerous meetings with its Perinatal Advisory Committee (PAC) and has solicited and received numerous comments and recommendations from all levels of hospital perinatal care regarding the development of these proposed rules.

The major thrust of this rulemaking is in the area of standards for perinatal care; set forth in Sections 640.40 through 640.45. These standards assure that:

1. perinatal facilities are equipped and prepared to stabilize infants prior to transport
2. coordination exists between general maternity care and Perinatal Centers
3. unexpected complications during pregnancy and delivery can be properly managed
4. all risk pregnancies and childbirths are reviewed at each hospital or perinatal facility to determine if such children are born with a handicapping condition or developmental disability that threatens life or development
5. children identified as having a handicapping condition or developmental disability that threatens life or development are promptly evaluated in consultation with a Level III or Perinatal Center and referred, when appropriate, to such facilities, or to other medical specialty services, in accordance with the level of perinatal care authorized for each hospital or perinatal facility for the power management and treatment of such condition or disability
6. hospitals or perinatal facilities conduct postnatal reviews of all perinatal deaths as well as reviews of the births of children born with handicapping conditions or development in order to determine the appropriateness of diagnosis and treatment and the adequacy of procedures to prevent such disabilities or the loss of life

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

7. high risk mothers and their spouses are provided information, referral and counseling services to ensure informed consent to the treatment of children born with handicapping conditions or developmental disabilities
 8. parents and families are provided information, referral and counseling services to assist in obtaining habilitation, rehabilitation and special education services for children born with a handicapping condition or developmental disability, so that such children have an opportunity to realize full potential
 9. medical consultation when indicated is provided for and available.
- Section 640.50 describes the procedures and requirements regarding the designation of hospitals or perinatal facilities by level of care. Section 640.60 describes the information and assurances required of hospitals or perinatal facilities applying for designation or redesignation. Section 640.70 describes the minimum components or criteria for letters of agreement between Level I or Level II or Level III perinatal facilities and their Perinatal Centers. The letter of agreement is the mechanism for linking hospitals or perinatal facilities into an organized and coordinated perinatal delivery system. Moreover, the letter of agreement serves to operationalize the standards of perinatal care described in Sections 640.40 through 640.50. Section 640.80 describes the methodology for allocating funds to support regional perinatal programs and services. Section 640.90 and Section 640.100 describe the requirement and procedure for identification of high-risk maternal and infant patients for local health nursing follow-up.

- 16) Information and Questions regarding this Adopted Rulemaking shall be directed to:

Mr. Robert John Kane, Division of Governmental Affairs, Department of Public Health, 525 West Jefferson, Second Floor, Springfield, Illinois 62761, 217/782-6187.

The full text of the Adopted Rules begins on the next page:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER 1: MATERNAL AND CHILD HEALTH

PART 640
REGIONALIZED PERINATAL HEALTH CARE CODE

Section	Scope
640.10	Definitions
640.20	Incorporated Materials
640.25	Perinatal Advisory Committee
640.30	Standards for Perinatal Care
640.40	Level I - Standards for Perinatal Care
640.41	Level II - Standards for Perinatal Care
640.42	Level III - Standards for Perinatal Care
640.43	Perinatal Center
640.44	Agency Action
640.45	Designation and Redesignation of Level I, Level II, and Level III Perinatal Facilities
640.50	Information for Facility Designation and Redesignation as Level I, Level II, and Level III Perinatal Facilities and Assurances Required of Applicants
640.60	Minimum Components for Letters of Agreements Between Level I, Level II Or Level III Perinatal Facilities and Their Perinatal Center
640.70	Regional Perinatal Networks - Composition and Funding
640.80	Perinatal Reporting System
640.90	High-Risk Follow-up Program
640.100	Standardized Perinatal Site Visit Protocol
Appendix A	Outcome Oriented Data: Perinatal Facility Designation/Redesignation
Appendix B	Maternal Discharge Record Form
Appendix C	Exhibit A Maternal Discharge Record Form
Appendix D	Exhibit B Instructions for Completing Maternal Discharge Record
Appendix E	Report of Local Health Nurse, Maternal--Prenatal
Appendix F	Exhibit A Local Health Nurse, Maternal--Prenatal Form
Appendix G	Exhibit B Instructions for Completing the Report of Local Health Nurse, Maternal--Prenatal
Appendix H	Report of Local Health Nurse, Maternal--Postnatal
Appendix I	Exhibit A Local Health Nurse, Maternal--Postnatal Form
Appendix J	Exhibit B Instructions for Completing the Report of Local Health Nurse, Maternal--Postnatal
Appendix K	Report of Local Health Nurse, Infant
Appendix L	Exhibit A Local Health Nurse, Infant Form
Appendix M	Exhibit B Instructions for Completing the Report of Local Health Nurse, Infant
Appendix N	Sample Letter of Agreement
Appendix O	Written protocol for referral/transfer/transport

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- Exhibit A Level I: Patients for consultation with _____
(Level III facility or Perinatal Center)
- Exhibit B Level II: Patients for consultation with or transfer
to _____ (Level III facility or Perinatal Center)
- Exhibit C Level I: Maternal and Neonatal patients to be cared for
at _____ hospital
- Exhibit D Level II: Maternal and Neonatal patients to be cared for
at _____ hospital

Appendix I Perinatal Reporting System Data Elements

AUTHORITY: Implementing and authorized by "AN ACT relating to the prevention of developmental disabilities" (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 2101 et seq.).

SOURCE: Adopted at 5 Ill. Reg. 6463, effective June 5, 1981; amended at 6 Ill. Reg. 3871, effective March 29, 1982; emergency amendment at 8 Ill. Reg. 882, effective January 5, 1984, for a maximum of 150 days; amended and codified at 8 Ill. Reg. 19493, effective October 1, 1984; amended at 9 Ill. Reg. 2310, effective February 15, 1985; amended at 10 Ill. Reg. 5141, effective April 1, 1986; amended at 11 Ill. Reg. 1584, effective February 1, 1987; Part repealed and new Part adopted at 14 Ill. Reg. 12749, effective October 1, 1990.

NOTE: Capitalization denotes statutory language.

Section 640.10 Scope

The "Regionalized Perinatal Health Care Code" is designed to coordinate and facilitate the use of ongoing efforts and existing resources in Illinois to improve perinatal health and to prevent perinatal mortality and conditions leading to developmental disabilities.

Section 640.20 Definitions

"Act" means "AN ACT relating to the prevention of developmental disabilities" (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 2101 et seq.).

"Bioethical or Infant Care Review Committee" means a hospital-based consultative group consisting of physicians and nonphysicians which can provide education, develop and recommend institutional policies, and offer consultation to providers and families facing a range of ethical problems or questions about the medical treatment of infants.

"Certified Local Health Department" means a local health department which receives program approval from the Department for all ten required basic health programs during required program and performance review.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

"CONGENITAL" MEANS THOSE INTRAUTERINE FACTORS WHICH INFLUENCE THE GROWTH, DEVELOPMENT AND FUNCTION OF THE FETUS. (Section 2(b) of the Act)

"Consultation" means an attending physician obtaining information from a Level III or Perinatal Center via the telephone, in writing, or in person for the purpose of making patient care decisions.

"DEPARTMENT" MEANS THE DEPARTMENT OF PUBLIC HEALTH. (Section 2(h) of the Act)

"Designated Local Health Agency" means an agency designated by the Department to provide maternal, infant, and family follow-up services to residents of a particular area. In areas served by a Certified Local Health Department, that department is the Designated Local Health Agency. For areas not served by a Certified Local Health Department, the designated Local Health Agency is a Certified Local Health Department for another county which has a contract with the Department to provide maternal, infant, and family follow-up services within the area or a county nurse or community nurse agency which has a contract with the Department to provide maternal, infant, and family follow-up services within the area.

"Designation" means official recognition of a hospital facility by the Director of the Department as having met the standards contained in Section 640.40 and Section 640.50 for the level of care that the hospital will provide as a part of a regional perinatal network for all levels of perinatal care.

"DEVELOPMENTAL DISABILITY" MEANS MENTAL RETARDATION, CEREBRAL PALSY, EPILEPSY, OR OTHER NEUROLOGICAL HANDICAPPING CONDITIONS OF AN INDIVIDUAL FOUND TO BE CLOSELY RELATED TO MENTAL RETARDATION OR TO REQUIRE TREATMENT SIMILAR TO THAT REQUIRED BY MENTALLY RETARDED INDIVIDUALS, AND THE DISABILITY ORIGINATES BEFORE SUCH INDIVIDUAL ATTAINS AGE 18, AND HAS CONTINUED, OR CAN BE EXPECTED TO CONTINUE INDEFINITELY, AND CONSTITUTES A SUBSTANTIAL HANDICAP OF SUCH INDIVIDUALS. (Section 2(f) of the Act.)

"DISABILITY" MEANS A CONDITION CHARACTERIZED BY TEMPORARY OR PERMANENT, PARTIAL OR COMPLETE IMPAIRMENT OF PHYSICAL, MENTAL OR PSYCHOLOGICAL FUNCTION. (Section 2(g) of the Act.)

"ENVIRONMENTAL" MEANS THOSE EXTRAUTERINE FACTORS WHICH INFLUENCE THE ADAPTATION, WELL BEING OR LIFE OF THE NEWBORN AND MAY LEAD TO DISABILITY.

"Family Centered Care" means the services of the health team that foster parent-newborn-family relationships such as those described in

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

American College of Obstetricians and Gynecologists, Family Center Maternity/Newborn Care in Hospitals, and American Academy of Pediatrics and American College of Obstetricians and Gynecologists, Guidelines for Perinatal Care.

"Handicapping Condition" means a medically recognized birth defect that threatens life or has a potential for a developmental disability in accordance with Subpart C of the Health and Hazardous Substances Registry Code (77 Ill. Adm. Code 840.210).

"High-Risk Infant" means a live-born infant fitting the Adverse Pregnancy Outcomes Reporting System (APORS) case definition. (See 77 Ill. Adm. Code 840.210)

"HIGH RISK" MEANS AN INCREASED LEVEL OF RISK OF HARM OR MORTALITY TO THE WOMAN OF CHILDBEARING AGE, FETUS OR NEWBORN FROM CONGENITAL/AND/OR ENVIRONMENT FACTORS. (Section 2(d) of the Act)

"Maternity and Neonatal Service Plan" means the description required under Subpart 0 of the Hospital Licensing Requirements (77 Ill. Adm. Code 250) of the hospital's services for care of maternity and neonatal patients, and the way in which the services are part of an integrated system of perinatal care provided by designated perinatal facilities.

"Maternity or Neonatal Complications" means those medically determined high-risk conditions including but not limited to those explained in the Guidelines for Perinatal Care, American Academy of Pediatrics and American College of Obstetricians and Gynecologists.

"Neonate" means an infant less than 28 days of age.

"PERINATAL" MEANS THE PERIOD OF TIME BETWEEN THE CONCEPTION OF AN INFANT AND THE END OF THE FIRST MONTH OF LIFE. (Section 2(a) of the Act)

"Perinatal Advisory Committee" or "PAC" means the advisory and planning committee established by the Department which is referred to in Section 3 of the Act.

"PERINATAL CENTER" MEANS A REFERRAL FACILITY INTENDED TO CARE FOR THE HIGH-RISK PATIENT BEFORE, DURING OR AFTER LABOR AND DELIVERY AND CHARACTERIZED BY SOPHISTICATED AND AVAILABILITY OF PERSONNEL, EQUIPMENT, LABORATORY, TRANSPORTATION TECHNIQUES, CONSULTATION AND OTHER SUPPORT SERVICES. (Section 2(e) of the Act)

"Reactions, Skills and Abilities for Developmental Screening (RSA)" is an objective observation guide used to conduct developmental

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

screening in children.

"Regional Perinatal Management Group" means an organization of representatives of perinatal services, providers and service related agencies and organizations within a regional perinatal network that is responsible for the planning, development, evaluation and operation of the network and the establishment of regional priorities and policies for system support activities and staff.

"Regional Perinatal Network" means any number and combination of hospital-based maternity and newborn facilities functioning at one of three levels of perinatal care.

"Support Services" means the provision of current information regarding the identified handicapping condition(s), referral and counseling services, and the availability of additional consultative services.

Section 640.25 Incorporated Materials

The following regulations, standards and statutes are incorporated or referenced in this Part.

a) State of Illinois Statutes:

- 1) "AN ACT relating to the prevention of developmental disabilities" (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 2101). (See Section 640.20).
- 2) Freedom of Information Act (Ill. Rev. Stat. 1989, ch. 116, par. 201 et seq.). (See Section 640.90 (e)(1) and (3)).
- 3) Illinois Health Statistics Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 5601 et seq.). (See Section 640.90(e)(2)).
- 4) Hospital Licensing Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 142 et seq.). (See Section 640.90(e)(2)).
- 5) Section 8-2101 of the Code of Civil Procedure (Ill. Rev. Stat. 1989, ch. 110, par. 8-2101). (See Section 640.90(b)(3), (e)(1) and (2)).
- 6) State Records Act (Ill. Rev. Stat. 1989, ch. 116, par. 43.4 et seq.). (See Section 640.90(e)(1)).

b) State of Illinois Regulations

- 1) Health and Hazardous Substances Registry (77 Ill. Adm.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- Code 840). (See Sections 640.20, definition of "Handicapped Condition", 640.41 (c)(3), 640.90 (c)(1)).
- 2) Hospital Licensing Requirements (77 Ill. Adm. Code 250). (See Sections 640.20 definition of "Maternity and Neonatal Service Plan", 640.40, 640.41, 640.42, 640.43).
 - 3) Rules of Practice and Procedure for Administrative Hearings (77 Ill. Adm. Code 100). (See Section 640.45 (b)).
 - 4) Maternal and Child Health Services Code (77 Ill. Adm. Code 630). (See Section 640.80 (b)).
 - 5) Freedom of Information (2 Ill. Adm. Code 1126). (See Section 640.90 (e)(3)).
- c) Standards or Guidelines
- 1) Family Center Maternity/Newborn Care in Hospitals, American College of Obstetricians and Gynecologists (1978) (409 12th Street, SW, Washington, DC 20024). (See Section 640.20, definition of "Family Centered Care")
 - 2) Guidelines for Perinatal Care, American Academy of Pediatrics and American College of Obstetricians and Gynecologists (1988) (AAP, 141 Northwest Point Road, P.O. 927, Elk Grove Village, Illinois 60204). (See Section 640.20, definition of "Family Centered Care," and "Maternity or Neonatal Complications", and (Section 640.43(d)(2));
 - 3) Fundamental Statistics in Psychology and Education, Guilford and Fruchter (1978) New York McGraw-Hill. (See Section 640.80 (b)(3)(E))
 - d) All incorporations by reference of federal regulations and the standards of nationally recognized organizations refer to the regulations and standards on the date specified and do not include any additions or deletions subsequent to the date specified.
- Section 640.30 Perinatal Advisory Committee
- a) The Perinatal Advisory Committee is an advisory body to the Department in matters pertaining to the regionalization of perinatal health care. The purpose is to advise the Department on the establishment and implementation of policy.
 - b) The duties of the Perinatal Advisory Committee shall be to advise the Department on and make recommendations concerning:
 - A) One representative of the Perinatal Association of Illinois;

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 1) health policies affecting perinatal health care services and implementation of the State's perinatal health care plan;
 - 2) the needs of perinatal health care providers and consumers;
 - 3) methods to seek a better understanding and wider support of regionalized perinatal health care within the local community;
 - 4) coordinating and organizing regional networks or systems of perinatal health care;
 - 5) policies relating to planning, operating and maintaining regional networks or systems of perinatal health care;
 - 6) all proposed rules affecting the provision of perinatal health care services under the Act; and
 - 7) maternity hospitals seeking designation or redesignation as described in Sections 640.40 through 640.70.
- c) The Perinatal Advisory Committee shall consist of 22 members appointed by the Director of the Department and six ex-officio members as follows:
- 1) Members
 - A) Ten licensed physicians;
 - B) Three hospital administrators;
 - C) Two registered nurses;
 - D) One licensed social worker;
 - E) One registered dietitian;
 - F) One registered respiratory therapist;
 - G) One health planner;
 - H) Two consumers or representatives of the general public interested in perinatal health care;
 - I) One representative of a local health department;
 - 2) Ex-Officio Members
 - A) One representative of the Perinatal Association of Illinois;

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- B) One representative of the Perinatal Centers of Illinois;
- C) One representative of the Consortium of Perinatal Network Administrators;
- D) One representative of the Chicago Department of Public Health;
- E) One representative of the Chicago Maternal and Child Health Advisory Committee of the Chicago Department of Health;
- F) One representative of the Genetic and Metabolic Diseases Advisory Committee of the Department.

d) Physician membership on the Perinatal Advisory Committee shall consist of four obstetrician-gynecologists, to include subspecialist in maternal/fetal medicine, four pediatricians, to include subspecialist in neonatal/perinatal medicine, and two family practice physicians.

e) Recommendations for physicians shall be solicited from the Illinois State Medical Society, the Illinois Section of the American College of Obstetricians and Gynecologists, the Illinois Chapter of the American Academy of Pediatrics, and the Illinois Chapter of the American Academy of Family Practice. Recommendations for hospital administrators and health planner shall be solicited from the Illinois Hospital Association. Recommendations for nurses shall be solicited from the Illinois Nurses Association, the Illinois Nurses Section of the American College of Obstetricians and Gynecologists, and the American College of Nurse-Midwives. Recommendations for social worker, dietitian and respiratory therapist shall be solicited from the Illinois Perinatal Social Work Association, the Illinois Dietetics Association and the Illinois Society of Respiratory Care. Recommendations for representative of a local health department shall be solicited from the Illinois Association of Public Health Administrators.

f) Membership of the Perinatal Advisory Committee shall be selected to be representative of the levels of perinatal care described in Section 640.40, as well as of the different settings in which perinatal care is provided, both geographic and institutional.

g) Members of the Perinatal Advisory Committee shall serve four year terms. Ex-Officio members shall have no set term of service. Both members and ex-officio members shall have full voting privileges.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Section 640.40 Standards for Perinatal Care

Within each regional perinatal network there shall be three levels of perinatal care: Level I or general care; Level II or intermediate care; and Level III or intensive care. Minimum licensing standards for all three levels are described in Subpart 0 of the Hospital Licensing Requirements (77 Ill. Adm. Code 250). All hospitals providing obstetrical and neonatal services shall be designated in accordance with the provisions of this Part and a letter of agreement (Section 640.70) with a designated Perinatal Center (Section 640.70 describes the minimum components for the letter of agreement).

Section 640.41 Level I - Standards for Perinatal Care

Level I: To be designated as Level I, a facility shall apply to the Department as described in Section 640.60 of this Part and comply with all the conditions described in Subpart 0 of the Hospital Licensing Requirements (77 Ill. Adm. Code 250) which are applicable to the level of care necessary for the patients served, and in addition shall comply with the following provisions (specifics regarding standards of care for both mothers and neonates as well as support services to be provided shall be defined in the hospital's letter of agreement with their Perinatal Center):

a) General Provisions

- 1) A plan for early identification of high-risk maternity and neonatal patients which includes agreements for consultation with the Perinatal Center shall be instituted. This agreement shall cover high-risk pregnant women and those neonates born with a developmental disability or handicapping condition which threatens life or has the potential for a developmental disability and shall also include plans for prompt consultation or neonatal complications. Such consultation shall occur upon the identification of the complications by the attending physician. The Maternity and Neonatal Service Plan of the facility shall include a letter of agreement between the facility and its Perinatal Center regarding consultation, conditions or developmental disabilities which indicate transfer, plans and agreements for managing acute surgical and cardiac difficulties, for managing those neonates born with handicapping conditions, for managing high-risk pregnancies, for genetic counseling, and for information, referral and counseling services for families of neonates born with a handicapping condition or for a high-risk mother or her spouse and for continuing education of staff in perinatal care including family centered care for neonates with handicapping conditions. (Section 640.70 describes the minimum components for the letter of agreement.)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 2) The critical considerations in the care of patients anticipating delivery in these hospitals are as follows:

- A) the earliest possible detection of the high-risk pregnancy (risk assessment) and consultation with a Level III or Perinatal Center, and possible transfer to a Level II, Level III, or Perinatal Center and
- B) the availability of trained personnel and facilities to provide competent emergency obstetric and newborn care. Included in the functions of this facility are the stabilization of patients with unexpected problems, initiation of neonatal and maternal transports, patient and community education, and data collection and evaluation.

b) Level I - Standards for Maternal Care

- 1) The maternal patient with an uncomplicated current pregnancy and no previous history suggestive of potential difficulties is considered appropriate for Level I facilities.
- 2) All maternal patients other than those identified in subsection 640.41(b)(1) above constitute potentially high-risk conditions of which Level III or Perinatal Center consultation by the attending physician is recommended. The Level I facilities' letter of agreement with its Perinatal Center shall specifically identify whether treatment, consultation or transfer will be done for each of the following conditions:

A) Previous Pregnancy Problems:

- i) Premature infant
- ii) Perinatal death or mental retardation
- iii) Isoimmunization
- iv) Difficult deliveries
- v) Congenital malformations
- vi) Mid-trimester loss

B) Current Pregnancy Problems:

- 1) Any medical disorder (e.g. Diabetes mellitus, hemoglobinopathy, chronic hypertension, heart disease, renal disease)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- ii) Drug addiction
- iii) Multiple gestation
- iv) Intrauterine growth retardation
- v) Preterm labor less than or equal to 36 weeks
- vi) Postdate greater than or equal to 42 weeks
- vii) Third trimester bleeding
- viii) Abnormal genetic evaluation
- ix) Pregnancy induced hypertension

c) Level I - Standards for Neonatal Care

- 1) The neonatal patients greater than 36 weeks gestation or greater than 2500 grams without risk factors and infants with physiologic jaundice are generally considered appropriate for Level I facilities, however, the facilities' letter of agreement must establish the specific conditions for Level I facilities.
- 2) All neonatal patients other than those identified in subsection (c)(1) above constitute neonatal conditions for which Level III or Perinatal Center consultation by the attending physician is recommended. The Level I facilities' letter of agreement with its Perinatal Center shall specifically identify whether treatment, consultation, or transfer will be done for each of the following conditions:

- A) Gestation less than or equal to 36 weeks, weight less than or equal to 2500 grams
- B) Small-for-gestational age (less than 10th percentile)
- C) Sepsis
- D) Seizures
- E) Congenital heart disease
- F) Multiple congenital anomalies
- G) Apnea
- H) Respiratory distress

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

- I) Neonatal asphyxia
 - J) Infants identified as having handicapping conditions or developmental disabilities which threaten life or subsequent development
 - K) Severe anemia
 - L) Hyperbilirubinemia, not due to physiologic cause
 - M) Polycythemia
 - N) Specifics must be detailed in the letter of agreement.
- 3) Consultation and transfer to a Level III or Perinatal Center shall occur for the following conditions:
- A) Premature labor or premature birth less than 34 weeks gestation.
 - B) Birthweight less than or equal to 2000 grams.
 - 4) A system of recording patient admissions, discharges, birth weight, outcome, complications, and transports must be maintained and be consistent with that of the Perinatal Center. The hospital shall comply with the reporting requirements of the Adverse Pregnancy Outcomes Reporting System (77 Ill. Adm. Code 840).
 - d) Level I - Support Services
- The following support services shall be available:
- 1) Capability for continuous electronic maternal-fetal monitoring for patients identified at risk with staff knowledgeable in its use and interpretation at all times.
 - 2) Blood bank technicians on call and available within 30 minutes for performance of routine blood banking procedures.
 - 3) General anesthesia on call and available within 30 minutes to initiate caesarean sections.
 - 4) Caesarean section capability within 30 minutes.
 - 5) Radiology service available within 30 minutes notice.
 - 6) Clinical laboratory shall include microtechnique for

hematocrit within 15 minutes, glucose, BUN, creatinine, blood gases, routine urinalysis in 1 hour; CBC, routine blood chemistries, type, cross, Coombs' test, and bacterial smear within 6 hours; and capability for bacterial culture and sensitivity and viral culture.

- 7) A physician for the program shall be designated to assume primary responsibility for initiating, supervising and reviewing the plan for management of depressed infants in the delivery room. Responsibility for identification and resuscitation of distressed neonates shall be assigned to an individual who is both specifically trained and immediately available in the hospital at all times, such as another physician, a nurse with training and experience in labor and delivery, or respiratory therapist. Individuals qualified to perform neonatal resuscitation shall include the following skills:
 - A) Skills in rapid and accurate evaluation of the newborn condition, including Apgar scoring.
 - B) Knowledge of pathogenesis and causes of a low Apgar score (asphyxia, drugs, hypovolemia, trauma, anomalies, and infection), as well as specific indications for resuscitation.
 - C) Skills in airway management, artificial ventilation, suctioning of airway, cardiac massage and maintenance of thermal stability. In addition, skills in laryngoscopy, endotracheal intubation, biochemical resuscitation, and decompression of tension pneumothorax by needle aspiration under standing orders of a licensed physician.
 - 8) Continuous electronic maternal-fetal monitoring and staff knowledgeable in its use and interpretation shall be available 24 hours.
- e) Exceptions to Level I Standards of Care
 - 1) Exceptions to the standards of care set forth in this Part may be necessary based on patient care needs, current practice, outcomes, and geography in the regional perinatal network.
 - 2) Exceptions to the standards of care of this Part may be granted when the facility requesting an exception demonstrates that the staffing, equipment and quality of care (outcomes) are substantially equivalent to the standards and quality of care

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

for any Level II or Level III facility in their Regional Perinatal Network.

- b) Level II - Standards for Maternal Care
- 1) The following maternal patients are considered appropriate for Level II facilities:
 - A) Those listed for Level I (See Section 640.41 (b)(1));
 - B) Normal current pregnancy although previous history may be suggestive of potential difficulties;
 - C) Selected medical conditions such as mild hypertension, thyroid disease;
 - D) Selected obstetric complications such as pre-eclampsia or premature labor greater than 34 weeks;
 - E) Incompetent cervical os;
 - F) Gestational Diabetes.
 - 2) For the following maternal conditions Level III or Perinatal Center consultation by the attending physician is recommended. The Level II facilities' letter of agreement with its Perinatal Center shall specifically identify whether treatment, consultation or transfer will be done for each of the following:
 - A) Patients for consultations (possible later transfer) with maternal-fetal medicine consultant:
 - i) Essential hypertension on medications;
 - ii) Chronic renal disease;
 - iii) Other chronic medical problems with known increase in perinatal mortality;
 - iv) Prior birth of a neonate with serious complications resulting in a handicapping condition;
 - v) Abnormalities of the reproductive tract known to be associated with an increase in preterm delivery.
 - vi) Insulin dependent diabetes Class B or greater.
 - B) For the following maternal conditions maternal transfer for prenatal care is recommended:
 - i) Patients from the above consultation list, which are

3) Such exceptions shall be negotiated between the applicant facility and their Perinatal Center. The applicant facility or the Perinatal Center may seek the advice and consultation of the Department, as well as the Perinatal Advisory Committee, to facilitate negotiations regarding exceptions to these standards of care. Any exception to the standards of care of this Part must be defined in the letter of agreement.

4) The Department shall review all letters of agreement and modification of letters of agreement prior to implementation. The Department shall use the criteria described in subsection (e)(2) of this Section in order to approve or deny approval of any provision of or any letter of agreement.

Section 640.42 Level II - Standards for Perinatal Care

Level II: To be designated as Level II, a facility shall apply to the Department as described in Section 640.60 of this Part and comply with all the conditions described in Subpart 0 of the Hospital Licensing Requirements (77 Ill. Adm. Code 250) promulgated by the Department which are applicable to the level of care necessary for the patients served, and in addition shall comply with the following provisions (specifics regarding standards of care for both mothers and neonates as well as support services to be provided shall be defined in the hospital's letter of agreement with their Perinatal Center):

a) General Provisions

- 1) A Level II facility is to provide all services outlined for Level I (Section 640.41(a)) as well as diagnosis and treatment of selected high-risk pregnancies and neonatal problems. Both the obstetrical service and the neonatal service must achieve Level II capability for Level II designation. Included in the functions of this facility are education of allied health professionals and acceptance of selected maternal-fetal and neonatal transports from Level I or other Level II hospitals after consultation with the Perinatal Center as identified in the Level II facilities' letters of agreement.
- 2) A system for recording patient admissions, discharges, birth weight, outcome, complications, and transports must be maintained and should be consistent with that of the Perinatal Center. The hospital must comply with the requirements of the Adverse Pregnancy Outcomes Reporting System. (77 Ill. Adm. Code 840)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

deemed advisable by mutual collaboration between the maternal-fetal medicine attending at a Level III facility and obstetrician at referring office or hospital;

- ii) Isoimmunization with possible need for intrauterine transfusion;
- iii) Suspected congenital anomaly compatible with life;
- iv) Insulin-dependent diabetes mellitus;
- v) Cardiopulmonary disease with functional impairment;
- vi) Multiple gestation with exception of twins;
- vii) Premature labor prior to 32 weeks;
- viii) Premature rupture of membranes prior to 32 weeks;
- ix) Medical and obstetrical complications of pregnancy, possibly requiring induction or caesarean section for maternal or fetal conditions prior to 32 weeks;
- x) Severe pre-eclampsia or eclampsia.

c) Level II - Standards for Neonatal Care

- 1) The following neonatal patients are considered appropriate for Level II facilities:

- A) Those listed for Level I. (See Section 640.41 (b)(1))
- B) Mild to moderate respiratory distress (not requiring mechanical ventilation in excess of 6 hours).
- C) Suspected neonatal sepsis, hypoglycemia, neonates of diabetic mothers, and post-asphyxia without life threatening sequelae.
- D) Nursery care of premature infants (greater than 1800 grams) who are otherwise well.

- 2) For the following neonatal conditions Level III or Perinatal Center consultation by the attending physician is recommended. The Level II facilities' letter of agreement with its Perinatal Center shall specifically identify whether treatment, consultation or transfer will be done for each of the following:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- A) Gestation less than 32 weeks or less than 1800 grams;
 - B) Sepsis unresponsive to therapy;
 - C) Uncontrolled seizures;
 - D) Significant congenital heart disease;
 - E) Major congenital malformations requiring surgery;
 - F) Infants requiring ventilation after initial stabilization (greater than 6 hours);
 - G) Infants with oxygen requirement in excess of 50% (greater than 6 hours);
 - H) Infants with ten minute Apgar scores of 5 or less;
 - I) All patients requiring major surgery;
 - J) Infants requiring exchange transfusion;
 - K) Persistent metabolic derangement (e.g., hypocalcemia, hypoglycemia, metabolic acidosis);
 - L) Infants identified as having handicapping conditions or developmental disabilities which threaten life or subsequent development.
- 3) Consultation and transfer to a Level III or Perinatal Center shall occur for the following conditions:
- A) Premature labor or premature birth less than 32 weeks gestation;
 - B) Birthweight less than or equal to 1250 grams;
 - C) Mechanical ventilation beyond the initial stabilization period (6 hours).
- d) Level II - Support Services
- Support services shall include all those listed for Level I (Section 640.40 (a)(8)) as well as the following:
- 1) Experienced blood bank technicians immediately available in hospital for blood banking procedures and identification of irregular antibodies. Blood component therapy readily available.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 2) Experienced radiology technicians immediately available in the hospital with professional interpretation available. Ultrasound capability available 24 hr/day.
- 3) Clinical laboratory shall include microtechnique blood gases in 15 minutes, electrolytes and coagulation studies within an hour.
- 4) Social work services provided by a licensed social worker shall be available through the hospital social work department.
- 5) Protocols for discharge planning, routine follow-up care, and developmental follow-up must be established.
- 6) General anesthesia on call available within 30 minutes to initiate caesarean section.
- 7) Respiratory therapy with experience in neonatal care shall be available.
- 8) One registered dietitian with experience in perinatal nutrition shall be available to plan diets to meet the needs of mothers and infants.
- 9) Continuous electronic maternal-fetal monitoring and staff knowledgeable in its use and interpretation shall be available 24 hours. In addition, Level I ultrasound and staff knowledgeable in its use and interpretation shall be available on a 24 hour basis.

e) Exceptions to Level II - Standards of Care

- 1) Exceptions to the standards of care set forth in this Part may be necessary based on patient care needs, current practice, outcomes, and geography in the regional perinatal network.
- 2) Exceptions to the standards of care of this Part may be granted when the facility requesting an exception demonstrates that the staffing, equipment and quality of care (outcomes) are substantially equivalent to the standards and quality of care for any Level III facility or Perinatal Center in their Regional Perinatal Network.
- 3) Such exceptions shall be negotiated between the applicant facility and their Perinatal Center. The applicant facility or the Perinatal Center may seek the advice and consultation of the Department as well as the Perinatal Advisory Committee to facilitate negotiations regarding exceptions to these standards of care. Any exception to the standards of care of this part

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

must be defined in the letter of agreement.

- 4) The Department shall review all letters of agreement and modification of letters of agreement prior to implementation. The Department shall use the criteria described in subsection (e)(2) of this Section in order to approve or deny approval of any provision of or any letter of agreement.

Section 640.43 Level III - Standards for Perinatal Care

Level III: To be designated as Level III, a facility shall apply to the Department for designation, and shall comply with all of the conditions described for intensive (Level III) perinatal care of this Part and shall comply with all the conditions described in Subpart 0 of the Hospital Licensing Requirements (77 Ill. Adm. Code 250) promulgated by the Department which are applicable to the level of care necessary for the patients served, and in addition shall comply with the following provisions (specifics regarding standards of care for both mothers and neonates as well as support services to be provided shall be defined in the hospital's letter of agreement with their Perinatal Center):

a) General Provisions

- 1) A Level III facility shall provide all services outlined for Level I and II (Sections 640.40(a) and 640.42(a)), intermediate and intensive care as well as diagnosis and treatment of high-risk pregnancy and neonatal problems. Both the obstetrical and neonatal services must achieve Level III capability for Level III designation and must provide for the education of allied health professionals and acceptance of selected maternal-fetal and neonatal transports from Level I or II facilities after consultation with the Perinatal Center.
 - 2) The Level III facility shall make available a range of technical and subspecialty consultative support such as ophthalmology, pediatric surgery, genetic services, intensive cardiac services and intensive neurosurgical services.
- b) Level III - Standards of Care
- 1) To qualify as a Level III facility the following minimum criteria are necessary to ensure adequate competence in the management of certain high-risk patients. These criteria will be assessed by reviewing each hospital's number of admissions, which include patients that are subsequently transferred, for the two most recent calendar years combined, for which data are available.

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED RULES

- B) When to use ground or air transportation;
 - C) The kind of vehicle to be used;
 - D) The staff who should accompany the patient (nurse, house staff, attending physician, respiratory therapist, or other related personnel) assuring that the staff selected is trained and prepared in emergency obstetrics or neonatology. The facility shall provide any staff attendants required to transport the patient when the trip is dispatched from the facility. Upon arrival at the referring hospital, the transporting staff attendant(s) shall become responsible for the care of the patient;
 - E) Whether transportation can be delayed;
 - F) Priorities of need;
 - G) Recommendations for support care to stabilize the patient until transport.
- 4) Medical director-neonatal: approval of all neonatal admission to the neonatal portion of the program by the director of neonatal activities who shall possess qualifications of Section 640.40.
 - 5) Medical director-obstetrics: approval of all maternal admissions to the obstetric portion of the program by the chief of obstetric services who shall possess the qualifications of Section 640.40.
 - 6) Administrative director: the services of a health services administrator/manager to direct, in collaboration with the medical directors, the planning, development and operations of the non-medical aspects of the facility and its programs and services.
 - 7) Continuing education for health professionals.
 - 8) Reporting program information: the Level III facility shall provide data relating to its activities and report information as required by the Department. Admission data, mortality, morbidity and other required data shall be reported on all admissions to this unit. This will include full compliance with the Adverse Pregnancy Outcomes Reporting System and the Perinatal Reporting System.
 - 9) The Level III facility shall have a clearly identifiable

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED RULES

- 2) To care for premature birth, greater than or equal to 24 weeks gestation and less than or equal to 30 weeks gestation, the facility must demonstrate that its annual number of admissions which have led to premature birth and which include such patients that are subsequently transferred, exceeds 20 based on the number of admissions for the two most recent calendar years combined, for which data are available.
 - 3) To care for infants with a birth weight greater than or equal to 500 grams and less than or equal to 1250 grams, the facility must demonstrate that its annual number of such admissions, which include patients that are subsequently transferred, exceeds 20 based on the number of admissions for the two most recent calendar years combined, for which data are available.
 - 4) To provide for mechanical ventilation beyond the initial stabilization period (6 hours), the facility must demonstrate that its annual number of neonatal mechanical ventilation days exceeds 423 based on the number of admissions for the two most recent calendar years combined, for which data are available.
- c) Level III - Support Services
- 1) The Level III facility shall be responsible for provision of a program of continuing education for medical, nursing and other staff providing general and intermediate care perinatal services.
 - 2) The Level III facility shall accept all medically eligible Illinois residents. Medical eligibility is to be determined by the obstetrical or neonatal director or their designee based on the Department's standards for "Criteria for High-Risk Identification (Guidelines for Perinatal Care, American Academy of Pediatrics and American College of Obstetricians and Gynecologists)." If the facility is unable to accept the patient referred, the unit shall arrange for admission to another Level III facility or appropriate Level II facility.
 - 3) The Level III facility shall provide or arrange emergency transportation of patients referred to the unit in accordance with guidelines for interhospital care of the perinatal patient (Guidelines for Perinatal Care, American Academy of Pediatrics and American College of Obstetricians and Gynecologists). Decisions relating to transportation shall be made by the appropriate neonatal or obstetric medical director or their designee. The director shall determine:
 - A) When to dispatch transportation from the facility or to use transportation facilities from the referring hospital;

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

telephone number, either a special number or a specific extension answered by unit personnel for receiving consultation requests and request for admissions. This number shall be kept current with the Department and with the regional perinatal network.

10) Communications with referring physicians of patients admitted shall be sufficient to report patient progress before and at time of discharge.

11) Continuous electronic maternal-fetal monitoring and staff knowledgeable in its use and interpretation shall be available 24 hours. In addition, the Level III Perinatal Center shall provide Level II ultrasound available on the OB floor.

d) Level III - Personnel Qualifications

1) The Level III facility shall designate a person to coordinate the community nursing follow-up referral process. This process shall consist of notifying the follow-up nurse, in whose jurisdiction the patient resides, of discharge information on all patients. The Department shall identify and update referral resources for the area served by the unit.

2) Level III obstetric activities shall be directed and supervised by a full-time subspecialty obstetrician certified by the American Board of Obstetrics and Gynecology in the subspecialty of Maternal and Fetal Medicine or a licensed osteopathic physician with equivalent training and experience and certified by the American Osteopathic Board of Obstetricians and Gynecologists. Neonatal activities shall be directed and supervised by a full-time pediatrician certified by the American Board of Pediatrics Sub-Board of Neonatal/Perinatal Medicine or a licensed osteopathic physician with equivalent training and experience and certified by the American Osteopathic Board of Pediatricians. Obstetric anesthesia services under the direct supervision of Board certified anesthesiologist with training in maternal, fetal and neonatal anesthesia shall be available 24 hours a day. The directors of the obstetric and neonatal services shall ensure the back-up supervision of their services when they are unavailable so that there will be continuity of patient care and consultation. The names and qualifications of directors in each of these disciplines shall be filed and kept current with the Department.

3) The obstetric-newborn nursing services shall be directed by a full-time nurse experienced in perinatal nursing preferably with a master's degree.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 4) One or more licensed social workers shall be available to the Level III facility with time allocation based on the size of the unit and characteristics and needs of the patient population.
- 5) Respiratory therapists with experience in neonatal care should be available with staffing based on the respiratory care requirements of the patient population (minimum of 1 respiratory therapist for every 4 patients on mechanical ventilators with additional staff provided as necessary to perform other respiratory care procedures).
- 6) One registered dietitian with experience in perinatal nutrition shall be available to plan diets to meet the special needs of high-risk mothers and neonates.

e) Exceptions to Level III - Standards of Care

- 1) Exceptions to the standards of care set forth in this Part may be necessary based on patient care needs, current practice, outcomes, and geography in the regional perinatal network.
- 2) Exceptions to the standards of care of this Part may be granted when the facility requesting an exception demonstrates that the staffing, equipment and quality of care (outcomes) are substantially equivalent to the standards and quality of care for any Level III facility or Perinatal Center in their Regional Perinatal Network.
- 3) Such exceptions shall be negotiated between the applicant facility and their Perinatal Center. The applicant facility or the Perinatal Center may seek the advice and consultation of the Department, as well as the Perinatal Advisory Committee, to facilitate negotiations regarding exceptions to these standards of care. Any exception to the standards of care of this part must be defined in the letter of agreement.
- 4) The Department shall review all letters of agreement and modification of letters of agreement prior to implementation. The Department shall use the criteria described in subsection (f)(2) of this Section in order to approve or deny approval of any provision of or any letter of agreement.
- f) The Department, in conjunction with the Perinatal Advisory Committee, shall develop a plan for the evaluation of the Regionalized Perinatal Health Care Code to include, but not limited to morbidity and birthweight specific mortality indicators. A report shall be prepared annually.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- g) The Department shall develop a plan wherein the degree of compliance with these standards is determined on a periodic basis not to exceed three years.
- h) The standards identified throughout this Section do not apply to infants who, after having completed initial therapy, are transferred back to the referring hospital for continuing care. The capability of the hospital to provide necessary services for such infants is to be determined by mutual consent with the Perinatal Center and the issue addressed in the letter of agreement.

Section 640.44 Perinatal Center

- a) To be designated a Perinatal Center, a facility shall apply to the Department for designation, and shall comply with all of the conditions described for intensive (Level III) perinatal care in Section 640.43 and shall comply with all the conditions described in Subpart O of the Hospital Licensing Requirements (77 Ill. Adm. Code 250) promulgated by the Department which are applicable to the level of care necessary for the patients served, and in addition shall comply with the following:
- 1) A Perinatal Center shall be a university or university affiliated facility responsible for the administration and implementation of the Department's regionalized perinatal health care program including continuing education for health professionals. A Perinatal Center may be composed of one or more institutions.
 - 2) A Perinatal Center must be capable of providing the highest level of care within a regional network appropriate to maternal and neonatal high-risk patients. The following services shall be available:
 - A) Consultants in the various medical-pediatric-surgical subspecialties including cardiac, neurosurgery, genetics, and other support services;
 - B) Follow-up assessment program;
 - C) Maternal and neonatal transport services;
 - D) Laboratory facilities available to the hospitals within the regional perinatal network.
 - b) Within each regional perinatal network there shall be a Perinatal Center designated by the Department to be responsible for the administration and implementation of the Department's Regionalized

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Perinatal Health Care Program.

Section 640.45 Agency Action

- a) Any designated facility which fails to comply with the requirements for its designation may have its application for designation denied or its designation revoked by the Department. The Department shall consider the following factors relevant in deciding whether failure to comply with the requirements for designation will result in denial or revocation:
- 1) Failure to complete the letter of agreement.
 - 2) Failure to have an approved Maternity and Neonatal Service Plan.
 - 3) Failure to complete the site visit and accompanying site visit report, i.e., Standardized Perinatal Site Visit Protocol and Outcome Oriented Data.
 - 4) Applicant facility has not demonstrated compliance with all of the requirements for the level of designation.
- b) The circumstances under which an application or designation may be denied or revoked include:
- 1) failure to comply with the requirements for designation has been noted by the Department; and
 - 2) when the institution has been notified by the Department as to the specific item or items not in compliance with the requirements for designation, and when the institution has not corrected the matter within a reasonable period of time (90 days).
- c) The provisions of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) and the Department's Rules of Practice and Procedure for Administrative Hearings (77 Ill. Adm. Code 100) shall apply to all hearings challenging Department decisions including those related to designation, redesignation, and denial or revocation of designation.

Section 640.50 Designation and Redesignation of Level I, Level II, and Level III Perinatal Facilities

- a) The facility shall declare by means of a letter of intent to the Department that it seeks designation as a facility for the delivery of general perinatal care (Level I) or intermediate perinatal care (Level II) or intensive care (Level III) in one of the Regional

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

Perinatal Networks of the Illinois Perinatal Health Care Program.

- b) The Department shall acknowledge the letter of intent.
- c) The Perinatal Center shall arrange a site visit to the applicant facility. The site visit team for Level I, II and III perinatal facilities shall consist of 5 members: three from the Perinatal Center of the hospital network including the Directors of Neonatology and Maternal-Fetal Medicine or their designees and a representative of nursing, one representative from the PAC, and one representative of the Department. The site visit team shall review the capabilities of the applicant facility based on the requirements outlined in the letter of agreement between the applicant facility and the Perinatal Center. The site visit team shall complete the Standardized Perinatal Site Visit Protocol (See Appendix A) and Outcome Oriented Data (See Appendix B) and submit these materials to the medical directors of the facility visited for their review and comment within 30 days from the date of the site visit.
- d) The Department shall coordinate the site visit for Perinatal Centers. The team shall consist of 5 members: one Director of Neonatology, Maternal-Fetal Medicine and Nursing from a non-contiguous Center, one representative from the PAC, and one representative of the Department. The site visit team shall complete the Standardized Perinatal Site Visit Protocol and Outcome Oriented Data and submit these materials to the Perinatal Center for their review and comment within 30 days from the date of the site visit.
- e) The completed site visit report shall then be forwarded to the Department within 60 days from the date of the site visit. Department staff shall be available for technical and administrative consultation concerning the site visit.
- f) The Department having received the information requested concerning the applicant facility, the site visit report and the letter of agreement between the applicant facility and the Perinatal Center, shall submit these materials to the Perinatal Advisory Committee for review. The applicant facility may request to appear or may be asked to appear before the Perinatal Advisory Committee during its review of the application.
- g) When the information described in Section 640.60 is submitted to the Perinatal Advisory Committee, it shall review the material, and the report of the site visit for compliance with the Regionalized Perinatal Health Care Code; and shall make a recommendation for approval or disapproval of the facility's application for designation to the Department.
- h) The Department shall review the submitted materials, any other documentation that clearly substantiate a facility's compliance with particular provisions or standards for perinatal care and the recommendation of Perinatal Advisory Committee, and shall make a designation of the facility as an affiliated perinatal facility (Level I, Level II or Level III) to a designated Perinatal Center in the Statewide Regionalized Perinatal Health Care Program.
- i) The Director of Public Health shall make the final decision and inform the facility of the official determination regarding designation. The Director's decision shall be based upon the recommendation of the Perinatal Advisory Committee and the facility's compliance with the Regionalized Perinatal Health Care Code, and may be appealed in accordance with Section 640.45. The Director of Public Health shall consider the following criteria or standards to determine if a facility is in compliance with the Code:
 - 1) Confirmation of an approved Maternity and Neonatal Service Plan at the level of care for which the facility is seeking designation.
 - 2) An approved letter of agreement between the applicant facility and their Perinatal Center in accordance with the provisions described in Section 640.70.
 - 3) A completed Standardized Site Visit Protocol and Outcome Oriented Data report in accordance with the provisions described in Section 640.50(c)-(e).
 - 4) Other documentation that clearly substantiate a facility's compliance with particular provisions or standards for perinatal care.
 - 5) Recommendation of Department program staff.
- j) All designations shall be reviewed by the Department every three years or when the Department may deem necessary to assure that the designated facilities continue to comply with the requirements of the perinatal plan. Circumstances which may influence the Department to review a facility's designation other than every three years could include:
 - 1) When a hospital wanted to expand or reduce services.
 - 2) Poor perinatal outcomes.
 - 3) Change in Perinatal Center or Network affiliation.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 4) Availability of human resources to complete Department site visit.
- k) Existing designations shall be effective until redesignation is accomplished.

Section 640.60 Information for Facility Designation and Redesignation as Level I, Level II, and Level III Perinatal Facilities and Assurances Required of Applicants

Applicant facilities shall provide the Department the following information which may be included in its Maternity and Neonatal Service Plan or Letter of Agreement:

- a) A definition of the geographic area the facility currently or plans to serve is required.
- b) A description of the physical facility, compliance with Subpart O of 77 Ill. Adm. Code 250, and a description of the maternity and nursery units currently in place or in preparation for operation should the facility be designated.
- c) A description of the facility's staffing in accordance with those additional standards for designation described in the Regionalized Perinatal Health Care Code as follows:
 - 1) Social work and nutrition services shall be available through a hospital department for Level II and Level III designation.
 - 2) Names, titles and contact numbers shall be provided for the Director or Chairman of Maternal-Fetal Medicine, Neonatology, Obstetrics, Pediatrics and Neonatal Services, Chief Nursing Supervisor, Nursing Supervisor of Maternity Unit; names and contact number of medical staff members in Maternal-Fetal Medicine, obstetrics and gynecology, neonatology, OB anesthesiology, family practice, anesthesiology; listing of anesthesiologists, staff for respiratory therapy, nurse-midwives, and involved house staff.
 - 3) A description of the current nurse/patient ratios in the nursery, delivery room, postpartum floor and intermediate or intensive care newborn nurseries for all shifts shall be provided.
 - 4) A description of the qualifications of nursing personnel involved in the newborn nursery, delivery room and postpartum area shall be provided.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 5) A description of the staff plans to assure that maternity/nursery staff are trained and prepared to stabilize infants prior to transfer, and are available 24 hours shall be provided.
- d) A description is required giving evidence that the facility's laboratory, X-ray and respiratory therapy equipment and capabilities meet all the conditions described in Subpart O and are available 24 hours in-house.
 - 1) Evidence that continuous electronic maternal-fetal monitoring is available and staff knowledgeable in its use and interpretation available 24 hours for Level I, Level II and Level III designation applicants is required.
 - 2) Level III and Perinatal Center shall provide Level II ultrasound available on the OB floor.
 - 3) Level I ultrasound and staff knowledgeable in its use and interpretation shall be available at Level II facilities on a 24 hour basis.
- e) A description is required of the capabilities for or planned for emergency neonatology surgery, listing specialists such as surgeons, trained or support staff for neonates, and a description of the capabilities for caesarean section and start-up time.
- f) A description of the present plan for identification of high-risk maternity and neonatal patients and agreements for consultation with the Perinatal Center in cases of maternity and neonatal complications and neonates with handicapping conditions shall be provided. This description shall include plans and agreements for providing:
 - 1) Management of acute surgical or cardiac difficulties;
 - 2) Genetic counseling should a genetically related condition be diagnosed in the neonate, or should a parent or a known carrier request such services;
 - 3) Information, counseling and referral for parents of neonates with handicapping conditions or developmental disabilities to ensure informed consent for treatment;
 - 4) Counseling and referral services to assist these patients in obtaining habilitation and rehabilitation services.
 - 5) A description of the types of patients the facility will care for and the types of patients it will refer to the Perinatal Center.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

g) The applicant facility shall provide all of the information required for facility designation or redesignation to the Perinatal Center it is seeking affiliation with.

h) The following guidelines shall govern the review of perinatal facilities applying for designation or redesignation:

- 1) Hospitals applying for perinatal designation or redesignation shall provide all the information contained in Standardized Perinatal Site Visit Protocol and Outcome Oriented Data.
- 2) The completed Standardized Perinatal Site Visit Protocol and Outcome Oriented Data shall be submitted to the Department, along with the site visit report, and the letter of agreement.
- 3) The Standardized Perinatal Site Visit Protocol and Outcome Oriented Data shall be sent to PAC members no less than one week in advance of the meeting by the Department to facilitate their review of the applicant facility.
- 4) A representative of the Perinatal Center shall be present at the PAC meeting to respond to questions or concerns of PAC members regarding the facility's application for designation or redesignation. The representative may also be asked to present an oral summary of the applicant facility and the Perinatal Center's reason(s) for recommending/not recommending designation or redesignation to the PAC.

5) The Department shall ask the Perinatal Center to conduct a follow-up site visit to the facility if the initial site visit is more than 6 months prior to submission for review by PAC for designation or redesignation. In such cases, approval shall be contingent upon receiving the findings of the follow-up site visit.

Section 640.70 Minimum Components for Letters of Agreements Between Level I, Level II Or Level III Perinatal Facilities and Their Perinatal Center

The following components at a minimum shall be addressed in a letter of agreement between the applicant facility and their Perinatal Center.

- a) A description of how maternal and neonatal patients with problems, including handicapping conditions or developmental disabilities, will be identified.
- b) A description of the types of maternal and neonatal cases in which consultation from the Perinatal Center or Level III facility will be

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

sought and from which patients will be selected for transfer shall be provided. This description shall address those high-risk mothers or neonates with:

- 1) Handicapping conditions, developmental disabilities, or medical conditions that are life threatening and require transport to a Perinatal Center or a Level III facility.
- 2) Handicapping conditions, developmental disabilities, or medical conditions that may require additional medical and surgical treatment and support services, but would not however, require transport to a Perinatal Center or Level III facility.
- c) A description of how the Perinatal Center or Level III facility will report patients' progress to the referring physicians, and the criteria for return of patients from the Perinatal Center or Level III facility to an affiliated facility closer to the patients' home shall be provided.
- d) A description of the methods for transporting high-risk mothers and neonates with physiological support in transit shall be provided.
- e) A description of the information, counseling and referral services available within the local community and the regional network for parents or potential parents of neonates with handicapping conditions or developmental disabilities.
- f) A description of the professional educational outreach program for the regional network, including how efforts will be coordinated shall be provided.
- g) A provision requiring the establishment of a Joint Mortality and Morbidity Review Committee to review all perinatal deaths and selected morbidity. The review shall include the births of children born with handicapping conditions or developmental disabilities, utilizing criteria of case selection developed by the PAC TO DETERMINE THE APPROPRIATENESS OF DIAGNOSIS AND TREATMENT OF NEONATES BORN WITH A HANDICAPPING CONDITION OR DEVELOPMENTAL DISABILITY AND THE ADEQUACY OF PROCEDURES TO PREVENT SUCH DISABILITIES OR THE LOSS OF LIFE (Section 3(g) of the Act). This review shall also include a periodic comparison of total perinatal mortality and the relative numbers attributable to various categories of complications. Membership on the Committee should include pediatrician(s), obstetrician(s) and representation from their designated Perinatal Center. Membership on the Committee may also include general family practitioners, with specified support staff of the hospital.
- h) A description of the regional perinatal network's program for medical

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

and home nursing follow-up describing systems of liaisons shall be provided with a letter of agreement from the agency providing the home nursing follow-up services.

- i) A description of the methodologies used to monitor, evaluate, and improve the quality of health care services provided under the auspices of the applicant facility.
- j) A stipulation requiring the provision of information, counseling and referral services to parents or potential parents of neonates with handicapping conditions or developmental disabilities upon the identification of the handicapping conditions and developmental disabilities to assist in obtaining habilitation, rehabilitation, and special education services.
- k) A provision requiring evaluation and consultation with the Perinatal Center or Level III facility and referral to the Perinatal Center or Level III facility, when determined appropriate by the perinatal facility following evaluation of neonates with handicapping conditions or developmental disabilities within 24 hours of the identification of the conditions (specific conditions must be defined in the Letter of Agreement).
- l) A provision requiring the establishment of procedures for referral to appropriate state and local education service agencies of children having an identified handicapping condition or developmental disability requiring evaluation and assessment under such agencies. The procedures shall include a provision for obtaining parental consent prior to release of information to the appropriate state and local educational service agencies.

Section 640.80 Regional Perinatal Networks - Composition and Funding

- a) Regional Perinatal Networks, as defined in Section 640.20, may include any number and combination of hospital-based maternity and newborn facilities functioning at one of the three levels of perinatal care according to policies and practices described in their letters of agreement. Where more than one Level III facility provides services within a regional perinatal network, a letter of agreement with the Perinatal Center shall describe how each will participate in the provision of services included in Section 640.40(c) of this Part. Such regional perinatal networks may also include other agencies, institutions and individuals providing a complete range of perinatal health services including preconceptional, prenatal, perinatal and family follow-up care services as part of the regional network.
- b) The Department may allocate funds for perinatal health services

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

provided through Regional Perinatal Networks.

- 1) Sections 630.30 through 630.70 of the Department's "Maternal and Child Health Services Code" (77 Ill. Adm. Code 630) describes categories of maternal and child health services project activity that are eligible for funding. Requirements for Maternal and Child Health (MCH) Project grant applications are included in 77 Ill. Adm. Code 630.80 through 630.200.
- 2) Funds available to the Department for funding of regional perinatal networks may be awarded under the following mechanisms:
 - A) The Department may provide grants to designated Perinatal Centers responsible for the administration and implementation of the Department's regionalized perinatal health care program. Under this option the "Perinatal Center" is the applicant for MCH Project funds and will apply as specified in 77 Ill. Adm. Code 630.30 through 630.70.
 - B) The Department may provide grants to regional perinatal networks acting through a Regional Perinatal Management Group representing all participants in the regional network for systems management and perinatal services, including providers of preconceptional, prenatal, and family follow-up care, as well as providers of hospital-based perinatal care services. Under this option the "Regional Perinatal Management Group" is the applicant for MCH Project funds and will apply as specified in 77 Ill. Adm. Code 630 and this Part.

- C) Grant applications by regional perinatal networks may include services and responsibilities assigned to Perinatal Centers and Level III facilities in Section 640.40(c) of this Part in addition to the perinatal care services included in 77 Ill. Adm. Code 630.30 through 630.70.
- D) The Department may reimburse Perinatal Centers, providers of high-risk services at Level III facilities and health care agencies providing follow-up services where no local health department exists through contracts developed directly with these agencies, institutions and individuals for costs incurred in providing perinatal care services.
- 3) Preventive Services
 - A) A portion of the funds available to the Department for funding regional perinatal networks shall be targeted for Preventive

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Services. These funds may be distributed or allocated to perinatal centers or regional perinatal networks according to a needs-based formula. The formula for determining the Preventive Services allocation is based upon the following need factors:

- i) Number of live births by Regional Perinatal Network
- ii) Fetal death rate by Regional Perinatal Network (Number of fetal deaths per 1,000 live births plus fetal deaths)
- iii) Low birthweight rate by Regional Perinatal Network (Number of live births less than 2500 grams per 1,000 live births)
- iv) Low or no prenatal care rate by Regional Perinatal Network (Number of live births to females receiving prenatal care during the third trimester or no care per 1,000 live births)
- v) Number of hospitals in Regional Perinatal Network

B) The rates, based on occurrences at hospital of birth are calculated for each Regional Perinatal Network using vital statistics for the latest three years combined for which data is available. Total live births for these years also are considered. The most current Regional Perinatal Network affiliation is used to aggregate the occurrences and determine the number of hospitals in each network.

C) The formula gives equal importance to each of the five need factors. Higher rates and absolute numbers indicate greater need. The values of each factor for each Regional Perinatal Network are standardized (Z-scores), * transformed into stanine scores, ** and summed. The sum represents each Regional Perinatal Network's need indicator score. The indicator score is summed across all networks, and each network's relative proportion to that total is computed.

D) The resulting percentage for each Regional Perinatal Network is applied to the total Preventive Services funds available to determine the allocation for each Regional Perinatal Network.

E) * denotes Standardized Score (z Score)

$$z = \frac{X - \bar{X}}{s.d.}$$

Where z =
The standardized score for a particular perinatal network on a particular need factor

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

X = The rate/number for a particular perinatal network on a particular need factor

\bar{X} = The mean for a particular need factor

s.d. = The standard deviation for a particular need indicator **denotes Transformation of Z-scores to stanines.

greater than + 1.75 = 9
+ 1.75 to + 1.25 = 8
+ 1.25 to + 0.75 = 7
+ 0.75 to + 0.25 = 6
+ 0.25 to - 0.25 = 5
- 0.25 to - 0.75 = 4
- 0.75 to - 1.25 = 3
- 1.25 to - 1.75 = 2
less than - 1.75 = 1

(Guilford and Fruchter Fundamental Statistics in Psychology and Education. New York: McGraw-Hill)

4) Requirements for Perinatal Centers and Level III facilities are included in Section 640.40(c) of this Part and include standards for medical eligibility for services.

Section 640.90 Perinatal Reporting System

a) Purpose

The Department will maintain a Perinatal Reporting System to follow selected high-risk perinatal patients, to insure that those patients are assessed at appropriate intervals, receive intervention as needed, and are referred for needed support services.

b) Identification and Referral of High-risk Maternal Patients

1) Each designated Perinatal Center and Level III facility which provides obstetrical care shall establish criteria and procedures for identifying high-risk pregnant and postpartum patients. A statement describing such criteria and procedures shall be on file and shall be provided to the Department on request.

2) Each designated Perinatal Center and Level III facility shall prepare and distribute a Maternal Discharge Record (See Appendix C), to be provided by the Department, for each high-risk

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

pregnant or postpartum patient treated in the facility. If a patient is readmitted during the same or subsequent pregnancies and is deemed to be high-risk, another Maternal Discharge Record shall be prepared and distributed.

- 3) The hospital's Perinatal Review Committee established pursuant to Section 640.70 or other committee established for the purpose of INTERNAL QUALITY CONTROL OR MEDICAL STUDY FOR THE PURPOSE OF REDUCING MORBIDITY OR MORTALITY OR IMPROVING PATIENT CARE shall collect and submit the required information to the Department. These data will be considered confidential under this Section. (Section 8-2101 of the Code of Civil Procedure)

- 4) The Maternal Discharge Record shall be completed and distributed within seven days after the patient's discharge from the facility. Instructions for proper completion of the Maternal Discharge Record are contained in Appendix C. Additional pages may be attached when there is insufficient space on the form for all needed information.

- 5) Copies of the Maternal Discharge Record shall be distributed as follows:

- A) The original form (white copy) of the Maternal Discharge Record shall be sent to the Department's Division of Family Health, 535 West Jefferson, Springfield, Illinois 62761;
- B) The canary copy shall be sent to the Local Health Department or other local health agency designated by the Department to provide follow-up services in the county or area in which the patient resides;

- C) The pink copy shall be sent to the patient's primary care physician; and

- D) The goldenrod copy may be retained by the reporting facility.

- 6) The hospital staff is encouraged to contact the designated local health agency by telephone when there is a need for additional information to be communicated to the local health nurse, or when a pre-discharge visit by the local health nurse is needed.

- 7) The Department will provide to the hospitals a list of Local Health Departments and other local health agencies designated to provide follow-up services to high-risk maternal patients. The list will be updated as needed, at least annually.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

c) Identification of Perinatal Patients

- 1) The Department requires that all Illinois hospitals licensed to provide obstetrical and newborn services report information on all perinatal patients. The Department requests, but does not require, reports on perinatal patients from hospitals outside Illinois, except the St. Louis perinatal centers, and hospitals maintained by the Federal Government or other governmental agencies within the United States.
- 2) Each hospital will prepare a Perinatal Report record (See Appendix H) to be provided by the Department for patients meeting one of the following conditions:

- A) Live-birth.

- B) Diagnosed prior to discharge from newborn hospitalization as a perinatal or neonatal death.

- C) AGENCY NOTE: Women that present with spontaneous abortion, ectopic pregnancy or hydatid mole are perinatal patients and must be reported. In addition, the products of induced abortions shall not be reported to the Perinatal Reporting System.

- D) AGENCY NOTE: Fetal death (gestation greater than 20 weeks) is considered a reportable perinatal outcome and will be included in the Perinatal Reporting System. However, fetal deaths do not have to be reported through the Perinatal Reporting System, because these deaths are already reported and compiled in the Department's Vital Records database.

- 3) Every hospital shall provide representatives of the Department with access to information from all medical, pathological, and other pertinent records and logs related to reportable registry information. The mode of access and the time during which this access will be provided shall be by mutual agreement between the hospital and the Department. The Department shall not require hospitals to provide information on cases which are dated more than two years before the Department's request for further information.

- 4) The Perinatal Reporting System also will be complemented with information from the Department's Vital Records live birth database under the Vital Records Act. (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 73-1 et seq.), the Adverse Pregnancy Outcomes Reporting System under the Illinois Health and Hazardous Substances Registry Act (Ill. Rev. Stat. 1989, ch. 111 1/2).

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

par. 6701 et seq.) and other Maternal and Child Health Reports and submissions.

- 5) The Perinatal Reporting System consists of two forms of reporting. This reporting shall be on the forms provided by the Department or through electronic means that meets the exact specifications of the Department's data processing system. Complete perinatal reporting information must be reported to the Department within 14 days of infant discharge, regardless of the method of reporting.
- 6) The Perinatal Report record shall be distributed in the following manner:
 - A) Two copies of the Perinatal Reporting System record must be sent to the Department's Division of Family Health, 535 West Jefferson, Springfield, Illinois 62761.
 - B) A pink copy may be retained by the reporting facility.
 - C) A copy must be forwarded to the Local Health Nurse.
 - D) A copy must be forwarded to the Primary Care Physician.
- d) Report of Local Health Nurse
 - 1) The Local Health Department or other designated local health agency providing follow-up services to high-risk pregnant and postpartum women and to high-risk infants shall prepare and distribute a Report of Local Health Nurse (see Exhibit A of Appendix D), to be provided by the Department, for each visit made or attempted; a Report shall also be distributed when a case is closed without a visit. Specific instructions for proper completion of the Report of Local Health Nurse are contained in Exhibit B of Appendix D.
 - 2) Copies of the Report of Local Health Nurse shall be distributed as follows:
 - A) The original form (white copy) of the Report of Local Health Nurse shall be sent to the Department's Maternal Child Health Nurse Consultant in the appropriate Regional Office, who will review them and forward them to the Department's central office within seven days. If that position is vacant, the Report shall be sent to the Division of Family Health, Illinois Department of Public Health, 535 West Jefferson, Springfield, IL 62761.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- B) The canary copy shall be sent to the hospital which referred the patient for follow-up services.
- C) The pink copy shall be sent to the appropriate Local Health Nurse Agency.
- D) The goldenrod copy shall be sent to the patient's primary care physician.
- e) Availability of Information
 - 1) The patient and facility-identifying information submitted to the Department or local health agency under the Act and this Part shall be privileged and confidential and shall not be available for disclosure, inspection or copying under the Freedom of Information Act or the State Records Act, except as described in this Section. These data shall also be considered confidential under Section 8-2101 of the Code of Civil Procedure.
 - 2) Summary and statistical reports containing information which identifies individual patients and/or individual hospitals may be provided upon request to the hospital which reported the patient, to the Perinatal Center with which it is affiliated, and to the local health agency designated by the Department to provide follow-up services to the patients. Such reports may contain information provided by the referring hospital and information provided by the follow-up agency. Patient or facility specific data provided to the appropriate designee under this section is confidential and shall be handled in accordance with the provisions of the Illinois Health Statistics Act and Section 9 of the Hospital Licensing Act. These data shall also be considered confidential under Section 8-2101 of the Code of Civil Procedure.
 - 3) All reports issued by the Department in which the data is aggregated so that no patient or reporting facility may be identified shall be available to the public pursuant to the Department's Freedom of Information rules (2 Ill. Adm. Code 1126) and the Freedom of Information Act.
- f) Quality Control
 - 1) Reporting facilities (i.e. hospitals, Local Health Departments, and designated local health agencies) shall be subject to review by the Department to assess the timeliness, correctness and completeness of the reports submitted by the facility.
 - 2) Reporting facilities (i.e. hospitals, Local Health Departments,

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

and designated community health agencies) shall supply to the Department at the Department's request additional information when needed to confirm the accuracy of reports previously submitted, or to clarify information previously submitted. The Department shall not request data that are more than two years old.

- 3) Each Report of Local Health Nurse will be reviewed by an MCH Nurse Consultant who will consult with the follow-up nurse if there are questions regarding any aspect of the assessment or follow-up plan for the infant/family.
- 4) Monthly reports will be compiled by the Department, listing all hospital referrals to each health department/agency. A copy of the report will be sent to each health department/agency so they can verify that they have received all referrals intended for their agency.
- 5) The Department will compile periodic reports listing individual infants and the number of follow-up visits received to monitor compliance with the protocol.
- 6) The Department will track selected infant outcomes, including results of developmental screening, immunizations received and support service referrals.

Section 640.100 High-Risk Follow-Up Program

a) Local Health Nursing Follow-up for the High-Risk Mother

1) Purpose

Home visits to families of high-risk/pregnant and postpartum women have a three-fold purpose: assessment of the woman and the family/environment; facilitation of early intervention for identified problems; and the collection of information for the Perinatal Reporting System.

2) Agencies to Provide Services

- A) All Local Health Departments should provide follow-up services to residents of their counties.
- B) The Department may contract with a local health agency or county nurse to provide follow-up services to residents of areas without a Local Health Department.

3) Eligibility for Services

Any infant eligible for the Adverse Pregnancy Outcomes Reporting

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Any pregnant or postpartum patient identified as high-risk by a Level III hospital and referred to a Local Health Department or other designated local health agency should be offered follow-up services. The patient may decline such services.

4) Services to be Provided

- A) Home visits to high-risk pregnant women should be scheduled as often as the client's condition warrants or as requested by the attending physician. A post-discharge visit should be made as soon as possible after discharge. Additional visits may be made during the postpartum period (i.e., 6 weeks following the date of delivery) for pregnancy-related conditions as indicated or as requested by the attending physician. If additional visits are for chronic health conditions (e.g., chronic hypertension, CVA, advanced cardiac disease), the patient should be referred to the licensed home health agency in the area for long-term follow-up.
 - B) Local health agencies which provide services by contract with the Department may not be reimbursed for more than eight (8) prenatal or one (1) postpartum visit(s) to a patient without prior written approval from the Regional MCH Nurse Consultant.
- b) Local Health Nursing Follow-up for High-risk Infants
- 1) Purpose
- The purpose of the infant follow-up program is to minimize disability in high-risk infants by identifying as early as possible conditions requiring further evaluation, diagnosis, and treatment and by assuring an environment that will promote optimal growth and development.
- 2) Agencies to Provide Services
- A) All Local Health Departments should provide follow-up services to residents of their counties.
 - B) The Department may contract with a local health agency to provide follow-up services to residents of areas without a Local Health Department.
- 3) Eligibility for Services
- Any infant eligible for the Adverse Pregnancy Outcomes Reporting

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

System (APORS) and referred to a Local Health Department or other designated local health agency should be offered follow-up services. The family may decline such services.

4) Services to be Provided

- A) A minimum of five visits should be made by the follow-up nurse: as soon as possible after newborn hospital discharge, and at infant chronological ages 6, 12, 18, and 24 months. Infants and their families having actual or potential health problems identified by the nurse should be visited more frequently for health monitoring, teaching, counseling and/or referral for appropriate services. Occasionally, when an infant is receiving services at the health department, a follow-up visit may be conducted by the nurse at that time.

B) Follow-up services should include:

- 1) Health History including: prenatal and natal history; parental concerns; family history of genetic disease or unexplained mental retardation; compliance with medical regimen, if any, including medications, treatments, and visits to the physician; infant care including nutrition, elimination, and sleep activity; and family/infant interaction, family coping and parental knowledge of injury prevention.
- 2) Physical assessment including: height, weight, height for weight, and head circumference; examination of head, eyes, ears, nose, mouth, chest, abdomen, heart, lungs, and extremities; primitive reflexes; and developmental status using the Reactions, Skills and Abilities observation guide.
- 3) Based on the results of the health history and physical assessment, the nurse will identify problems and nursing diagnoses and arrange for intervention. Intervention may include: counseling the family as to the importance of regular primary health care by the family physician, pediatrician, or clinic; encouraging scheduled return visits to Perinatal Center; family teaching/counseling by the follow-up nurse; referral to the physician or other screening, diagnostic or support services depending on the nature of the problem; and follow-up on referrals.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Appendix A Standardized Perinatal Site Visit Protocol
DESIGNATION/REDESIGNATION

(To be completed by the site visit team and endorsed by the Directors of the Regional Perinatal Network)

Level of Designation Applied for: Level I ___ Level II ___ Level III ___

HOSPITAL: ___ CITY/TOWN: ___

DESCRIPTION OF GEOGRAPHIC AREA SERVED: ___

PERINATAL CENTER: ___ DATE OF SITE VISIT: ___

MEMBERS (Titles and affiliated institution) OF SITE VISIT TEAM ___

Components of site visit tool - Information to be completed by applicant facility prior to site visit and reviewed and approved at time of site visit. If individual criteria are not approved, state reason why. (Additional pages may be attached if necessary.)

(By site visit team)

A. PROGRAM DOCUMENTATION

Initial/Date

- | | |
|--------------|---|
| ___ / ___ 1. | Updated maternity service plan with current staffing pattern is appropriate for level of care. |
| ___ / ___ 2. | For Level III facilities: Documentation that all medically eligible Illinois residents are accepted for admission, or if unable to accept referral, that arrangements are made for admission to another Level III facility or Perinatal Center in the system. |
| ___ / ___ 3. | Documentation of orientation program for nursing staff. |
| ___ / ___ 4. | Documentation of ongoing continuing education program. |
| ___ / ___ 5. | Documentation of quality assurance programs. |

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED RULES

Appendix B Outcome Oriented Data: Perinatal Facility Designation/Redesignation

(To be completed by the site visit team and Directors of the Regional Perinatal Network)

Level of Designation Applied for: Level I ___ Level II ___ Level III ___

HOSPITAL: ___ CITY: ___

DESCRIPTION OF GEOGRAPHIC AREA SERVED: ___

PERINATAL CENTER: ___ DATE OF SITE VISIT: ___

MEMBERS (titles and affiliated institution) OF SITE VISIT TEAM: ___

Please use data from previous three calendar years: 19 ___ 19 ___ 19 ___

I. Statistics

A. MATERNAL DATA

1. Number of obstetrical beds:

a. Antepartum ___

b. Labor/Delivery ___

LDR/LDRP ___

Alternative birth center ___

C-Section ___

delivery ___

c. Intensive Care ___

2. Total number of deliveries
20 weeks ___

3. Percent of vaginal deliveries ___

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED RULES

___ / ___ 6. Updated, comprehensive procedure manual.

B. OUTCOME ORIENTED PERFORMANCE DATA (See Attachment).

C. LETTER OF AGREEMENT

___ / ___ 1. Prior risk identification and patient management

___ / ___ 2. Documentation of morbidity/mortality and C-Section review conference.

___ / ___ 3. Appropriateness of infant and maternal transport (including emergency transport for Perinatal Center).

___ / ___ 4. Evidence that recommendations made by Perinatal Center or state and city agencies have been implemented.

___ / ___ 5. Compliance with ancillary laboratory service and that services are appropriate for level of care.

D. STAFF PERFORMANCE

___ / ___ 1. Documentation of appropriate staff for level of care including but not limited to respiratory therapist, social worker, dietitian.

___ / ___ 2. Chart review (physicians).

___ / ___ 3. Discussion of patient care with staff selected at random by the site visit team.

___ / ___ 4. Chart review (nursing).

___ / ___ 5. Discussion of patient care with nursing staff selected at random by the site visit team.

E. COMMENTS (Attach Additional Pages If Necessary)

Director of Site Visit Team: ___

Title: ___

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

	19__	19__	19__
spontaneous forceps vacuum extraction	_____	_____	_____
4. Percent of C-Sections	_____	_____	_____
% primary	_____	_____	_____
% repeat	_____	_____	_____
5. Number of Vaginal Birth After Cesarean (VBAC)	_____	_____	_____
attempts	_____	_____	_____
successes	_____	_____	_____
6. Percent of inductions	_____	_____	_____
7. Percent of augmentations	_____	_____	_____
8. Number of maternal transfers/transports (do not include return transfers) into institution	_____	_____	_____
out of institution	_____	_____	_____
B. NEONATAL			
1. Number of nursery beds:			
Normal newborn	_____	_____	_____
Intermediate/special care	_____	_____	_____
NICU	_____	_____	_____
2. Total number of neonates delivered (in-born)	_____	_____	_____
24 - 30 weeks	_____	_____	_____
31 - 34 weeks	_____	_____	_____
35 - 36 weeks	_____	_____	_____

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

	19__	19__	19__
36 weeks	_____	_____	_____
3. Percent of low birth weight (less than or equal to 2500 grams)	_____	_____	_____
4. Number of neonatal transfers (do not include return transfers)	_____	_____	_____
5. Percent of in-born infants less than 1250 grams transferred out (State disposition of above infants not transferred)	_____	_____	_____
6. Number of infants ventilated beyond 6 hours	_____	_____	_____
7. Number of ventilator days	_____	_____	_____
C. OUTCOME STATISTICS			
All neonatal deaths are to be counted by the hospital of birth regardless of place of death. Neonates born in emergency rooms are to be counted by the hospital of birth.			
1. Maternal Deaths	_____	_____	_____
2. Perinatal Mortality (per 1000 total live births)	_____	_____	_____
Fetal Mortality 20 wks gest per 1000 births	_____	_____	_____
Neonatal Mortality (per 1000 live births)	_____	_____	_____
3. Perinatal Mortality 500 gms per 1000 total births	_____	_____	_____
Fetal Mortality 500 gms per 1000 total births	_____	_____	_____
Neonatal Mortality 500 gms per 1000 live births	_____	_____	_____

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

4. Birth Weight Specific Data

Total No./% Survival of Live Births	#/%	#/%	#/%
1- 500 gm	19__	19__	19__
501- 600	__	__	__
601- 700	__	__	__
701- 800	__	__	__
801- 900	__	__	__
901-1000	__	__	__
1001-1250	__	__	__
1251-1500	__	__	__
1501-2000	__	__	__
2001-2500	__	__	__
2500	__	__	__
5. No. of infants on vents over 6 hours			
No./% survival			
less than 1000 gms	__	__	__
1001-1250 gms	__	__	__
1251-1500 gms	__	__	__
1501-2000 gms	__	__	__
2001-2500 gms	__	__	__
2500 gms	__	__	__
6. Comments (Attach additional pages if necessary)	__	__	__

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

II. STAFF

A. List the names, titles and telephone numbers of directors/chairpersons.

	Full Time	Board Certified
Maternal-Fetal	Y/N	Y/N
Obstetrics	Y/N	Y/N
FP/GP	Y/N	Y/N
Anesthesia	Y/N	Y/N
Obstetric Anesthesia	Y/N	Y/N
Neonatology	Y/N	Y/N
Pediatrics	Y/N	Y/N
OB-GYN residency program (if applicable)	Y/N	Y/N
Pediatric residency program (if applicable)	Y/N	Y/N
Perinatal Fellowship program	Y/N	Y/N

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Neonatal Fellowship program _____ Y/N Y/N

B. Staff active in perinatal care.

Give # only.

Board
Certified Non-Board
Certified

Full Time Part Time Full Time Part Time

Maternal-Fetal _____

Obstetrics _____

FP/GP _____

Anesthesia _____

OB Anesthesia _____

Neonatology _____

Pediatrics _____

C. Staff Available On-Call In-House 24

Obstetrics _____

Neonatology _____

OB Anesthesia _____

D. NURSING

List the names, titles, contact telephone numbers and credentials (i.e. BSN, MS, etc.) of nursing staff (as required below) with privileges in the Departments of Obstetrics and Pediatrics.

Director of Nursing
(OB-Maternal/Child)Director of Nursing
NICU/NBN

Certified Nurse Midwife _____

Clinical Specialist - Neonatal _____

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Clinical Specialist, Maternal-Fetal _____ Transport Coordinator - Neonatal _____

Nurse Anesthetist _____ Additional Staff _____

Transport Coordinator, Maternal-Fetal _____

Additional Staff _____

E. ALLIED HEALTH STAFF

List the names, titles, contact telephone numbers and credentials of additional allied health staff members with privileges in the Departments of Obstetrics and Pediatrics (if applicable).

Radiology Director: _____

Genetic Director: _____

Respiratory Therapy Director: _____

Licensed Social Worker: _____

Registered Dietitian: _____

Director of Laboratory: _____

Family Care Coordinator/Follow-Up Coordinator: _____

NOTICE OF ADOPTED RULES

III. TRANSFER INFORMATION

A. Maternal

1. List conditions for which maternal patients were transferred (latest year only)

2. List hospitals to which maternal patients were transferred (latest year only)

3. Number of maternal transfer patients refused and reasons for refusal

B. Neonatal

1. List conditions for which neonates were transferred (latest year only)

2. List hospitals to which neonates were transferred (latest year only)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

3. Number of neonatal transfer patients refused and reasons for refusal (latest year only)

IV. Descriptive Data

A. Cesarean Section

1. Anesthesia

Is 24-hour anesthesia available in-house? Y/N

If yes, who (anesthesiology, nurse anesthetist)
If anesthesia is on-call, response time?

2. Location C-Section performed _____ in OR suite on obstetrical floor
_____ in OR suite in surgery

3. Length of time required for start-up of C-Section _____

B. Education

1. Brief description and dates of in-service education programs for obstetrical/pediatric nursing and respiratory therapy staff members. (Use additional pages as necessary.)

2. Describe on-going fetal monitoring and neonatal resuscitation. State staff members providing resuscitation services. State their qualifications and training. (Use additional pages as necessary.)

3. Provide documentation of on-going morbidity and mortality review and C-Section review.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- C. Describe growth and development follow-up program. List staff members, title and credentials, length of follow-up, etc.

- D. Provide documentation of appropriate laboratory services (how arrangement made for emergency labs, etc.). See perinatal guidelines for standards of response time, hours available, staffing, etc.

- E. Specific for Level III facility - Are Services Available for:

Ophthalmology

Y/N

Neonatal surgery

Y/N

Genetic counseling and diagnostic services

Y/N

Intensive cardiac services

Y/N

Intensive Neurological services

Y/N

Community nursing follow-up referral coordination

Y/N

Level II ultrasound

Y/N

- F. Specific for Perinatal Centers:

1. Provide documentation of educational activities provided for network hospitals and community health agencies.
2. Provide documentation of systematic morbidity and mortality reviews with network hospitals.
3. Describe discharge planning and communication with community nursing and other allied health agencies.
4. Describe involvement with community programs.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Appendix C Maternal Discharge Record
Exhibit A Maternal Discharge Record Form

MATERNAL DISCHARGE RECORD

PERINATAL TRACKING SYSTEM

ILLINOIS DEPARTMENT OF PUBLIC HEALTH

PATIENT'S LAST NAME		FIRST NAME		M.I.		DATE OF BIRTH		FAMILY CASE NO. (RPH USE ONLY)		PATIENT CASE NO.	
DATE OF ADMISSION		RACE		WHITE		BLACK		ORIENTAL		HISPANIC	
PATIENT'S MOTHER NAME		MARRIED		UNMARRIED		YES		NO		STATE	
PATIENT'S STREET ADDRESS - ART. NUMBER		CITY		STATE		ZIP CODE		PATIENT'S TELEPHONE NUMBER		PATIENT ID NUMBER	
HUSBAND'S LAST NAME		FIRST NAME		LOCAL PRIMARY CARE PHYSICIAN'S NAME		NURSE CONTACT AT PERINATAL CENTER		TELEPHONE		WEIGHT GAIN	
ATTENDING PHYSICIAN AT PERINATAL CENTER		BLOOD TYPE		ESG		PRENATAL CARE BEGAN		PRENATAL VISITS		WEIGHT GAIN	
GAVIOLA		P		A		B		O		L	
SIGNIFICANT REPRODUCTIVE HISTORY CHECK APPROPRIATE NUMBERS		SIGNIFICANT PRESENT PREGNANCY CHECK APPROPRIATE NUMBERS		COMPLICATIONS OF PRESENT PREGNANCY CHECK APPROPRIATE NUMBERS		COMPLICATIONS OF PRESENT PREGNANCY CHECK APPROPRIATE NUMBERS		COMPLICATIONS OF PRESENT PREGNANCY CHECK APPROPRIATE NUMBERS		COMPLICATIONS OF PRESENT PREGNANCY CHECK APPROPRIATE NUMBERS	
1. CSECTION		1. ANOMALOUS PRESENTATION		1. ANOMALOUS PRESENTATION		1. ANOMALOUS PRESENTATION		1. ANOMALOUS PRESENTATION		1. ANOMALOUS PRESENTATION	
2. ECTOPIC PREGNANCY		2. ABORTED		2. ABORTED		2. ABORTED		2. ABORTED		2. ABORTED	
3. MARIUAGAL ADDITION		3. AGE (< 17 or > 35)		3. AGE (< 17 or > 35)		3. AGE (< 17 or > 35)		3. AGE (< 17 or > 35)		3. AGE (< 17 or > 35)	
4. MARIUAGAL WITH PREGNANCY		4. AMNION (< 20 WKS < 15)		4. AMNION (< 20 WKS < 15)		4. AMNION (< 20 WKS < 15)		4. AMNION (< 20 WKS < 15)		4. AMNION (< 20 WKS < 15)	
5. INFANT WITH CHROMOSOMAL ABNORMALITIES		5. AMNION (< 20 WKS < 15)		5. AMNION (< 20 WKS < 15)		5. AMNION (< 20 WKS < 15)		5. AMNION (< 20 WKS < 15)		5. AMNION (< 20 WKS < 15)	
6. SOLAR PREGNANCY		6. AMNION (< 20 WKS < 15)		6. AMNION (< 20 WKS < 15)		6. AMNION (< 20 WKS < 15)		6. AMNION (< 20 WKS < 15)		6. AMNION (< 20 WKS < 15)	
7. MARIUAGAL WITH PREGNANCY		7. AMNION (< 20 WKS < 15)		7. AMNION (< 20 WKS < 15)		7. AMNION (< 20 WKS < 15)		7. AMNION (< 20 WKS < 15)		7. AMNION (< 20 WKS < 15)	
8. MARIUAGAL WITH PREGNANCY		8. AMNION (< 20 WKS < 15)		8. AMNION (< 20 WKS < 15)		8. AMNION (< 20 WKS < 15)		8. AMNION (< 20 WKS < 15)		8. AMNION (< 20 WKS < 15)	
9. MARIUAGAL WITH PREGNANCY		9. AMNION (< 20 WKS < 15)		9. AMNION (< 20 WKS < 15)		9. AMNION (< 20 WKS < 15)		9. AMNION (< 20 WKS < 15)		9. AMNION (< 20 WKS < 15)	
10. MARIUAGAL WITH PREGNANCY		10. AMNION (< 20 WKS < 15)		10. AMNION (< 20 WKS < 15)		10. AMNION (< 20 WKS < 15)		10. AMNION (< 20 WKS < 15)		10. AMNION (< 20 WKS < 15)	
11. MARIUAGAL WITH PREGNANCY		11. AMNION (< 20 WKS < 15)		11. AMNION (< 20 WKS < 15)		11. AMNION (< 20 WKS < 15)		11. AMNION (< 20 WKS < 15)		11. AMNION (< 20 WKS < 15)	
12. MARIUAGAL WITH PREGNANCY		12. AMNION (< 20 WKS < 15)		12. AMNION (< 20 WKS < 15)		12. AMNION (< 20 WKS < 15)		12. AMNION (< 20 WKS < 15)		12. AMNION (< 20 WKS < 15)	
13. MARIUAGAL WITH PREGNANCY		13. AMNION (< 20 WKS < 15)		13. AMNION (< 20 WKS < 15)		13. AMNION (< 20 WKS < 15)		13. AMNION (< 20 WKS < 15)		13. AMNION (< 20 WKS < 15)	
14. MARIUAGAL WITH PREGNANCY		14. AMNION (< 20 WKS < 15)		14. AMNION (< 20 WKS < 15)		14. AMNION (< 20 WKS < 15)		14. AMNION (< 20 WKS < 15)		14. AMNION (< 20 WKS < 15)	
15. MARIUAGAL WITH PREGNANCY		15. AMNION (< 20 WKS < 15)		15. AMNION (< 20 WKS < 15)		15. AMNION (< 20 WKS < 15)		15. AMNION (< 20 WKS < 15)		15. AMNION (< 20 WKS < 15)	
16. MARIUAGAL WITH PREGNANCY		16. AMNION (< 20 WKS < 15)		16. AMNION (< 20 WKS < 15)		16. AMNION (< 20 WKS < 15)		16. AMNION (< 20 WKS < 15)		16. AMNION (< 20 WKS < 15)	
17. MARIUAGAL WITH PREGNANCY		17. AMNION (< 20 WKS < 15)		17. AMNION (< 20 WKS < 15)		17. AMNION (< 20 WKS < 15)		17. AMNION (< 20 WKS < 15)		17. AMNION (< 20 WKS < 15)	
18. MARIUAGAL WITH PREGNANCY		18. AMNION (< 20 WKS < 15)		18. AMNION (< 20 WKS < 15)		18. AMNION (< 20 WKS < 15)		18. AMNION (< 20 WKS < 15)		18. AMNION (< 20 WKS < 15)	
19. MARIUAGAL WITH PREGNANCY		19. AMNION (< 20 WKS < 15)		19. AMNION (< 20 WKS < 15)		19. AMNION (< 20 WKS < 15)		19. AMNION (< 20 WKS < 15)		19. AMNION (< 20 WKS < 15)	
20. MARIUAGAL WITH PREGNANCY		20. AMNION (< 20 WKS < 15)		20. AMNION (< 20 WKS < 15)		20. AMNION (< 20 WKS < 15)		20. AMNION (< 20 WKS < 15)		20. AMNION (< 20 WKS < 15)	
21. MARIUAGAL WITH PREGNANCY		21. AMNION (< 20 WKS < 15)		21. AMNION (< 20 WKS < 15)		21. AMNION (< 20 WKS < 15)		21. AMNION (< 20 WKS < 15)		21. AMNION (< 20 WKS < 15)	
22. MARIUAGAL WITH PREGNANCY		22. AMNION (< 20 WKS < 15)		22. AMNION (< 20 WKS < 15)		22. AMNION (< 20 WKS < 15)		22. AMNION (< 20 WKS < 15)		22. AMNION (< 20 WKS < 15)	
23. MARIUAGAL WITH PREGNANCY		23. AMNION (< 20 WKS < 15)		23. AMNION (< 20 WKS < 15)		23. AMNION (< 20 WKS < 15)		23. AMNION (< 20 WKS < 15)		23. AMNION (< 20 WKS < 15)	
24. MARIUAGAL WITH PREGNANCY		24. AMNION (< 20 WKS < 15)		24. AMNION (< 20 WKS < 15)		24. AMNION (< 20 WKS < 15)		24. AMNION (< 20 WKS < 15)		24. AMNION (< 20 WKS < 15)	
25. MARIUAGAL WITH PREGNANCY		25. AMNION (< 20 WKS < 15)		25. AMNION (< 20 WKS < 15)		25. AMNION (< 20 WKS < 15)		25. AMNION (< 20 WKS < 15)		25. AMNION (< 20 WKS < 15)	
26. MARIUAGAL WITH PREGNANCY		26. AMNION (< 20 WKS < 15)		26. AMNION (< 20 WKS < 15)		26. AMNION (< 20 WKS < 15)		26. AMNION (< 20 WKS < 15)		26. AMNION (< 20 WKS < 15)	
27. MARIUAGAL WITH PREGNANCY		27. AMNION (< 20 WKS < 15)		27. AMNION (< 20 WKS < 15)		27. AMNION (< 20 WKS < 15)		27. AMNION (< 20 WKS < 15)		27. AMNION (< 20 WKS < 15)	
28. MARIUAGAL WITH PREGNANCY		28. AMNION (< 20 WKS < 15)		28. AMNION (< 20 WKS < 15)		28. AMNION (< 20 WKS < 15)		28. AMNION (< 20 WKS < 15)		28. AMNION (< 20 WKS < 15)	
29. MARIUAGAL WITH PREGNANCY		29. AMNION (< 20 WKS < 15)		29. AMNION (< 20 WKS < 15)		29. AMNION (< 20 WKS < 15)		29. AMNION (< 20 WKS < 15)		29. AMNION (< 20 WKS < 15)	
30. MARIUAGAL WITH PREGNANCY		30. AMNION (< 20 WKS < 15)		30. AMNION (< 20 WKS < 15)		30. AMNION (< 20 WKS < 15)		30. AMNION (< 20 WKS < 15)		30. AMNION (< 20 WKS < 15)	
31. MARIUAGAL WITH PREGNANCY		31. AMNION (< 20 WKS < 15)		31. AMNION (< 20 WKS < 15)		31. AMNION (< 20 WKS < 15)		31. AMNION (< 20 WKS < 15)		31. AMNION (< 20 WKS < 15)	
32. MARIUAGAL WITH PREGNANCY		32. AMNION (< 20 WKS < 15)		32. AMNION (< 20 WKS < 15)		32. AMNION (< 20 WKS < 15)		32. AMNION (< 20 WKS < 15)		32. AMNION (< 20 WKS < 15)	
33. MARIUAGAL WITH PREGNANCY		33. AMNION (< 20 WKS < 15)		33. AMNION (< 20 WKS < 15)		33. AMNION (< 20 WKS < 15)		33. AMNION (< 20 WKS < 15)		33. AMNION (< 20 WKS < 15)	
34. MARIUAGAL WITH PREGNANCY		34. AMNION (< 20 WKS < 15)		34. AMNION (< 20 WKS < 15)		34. AMNION (< 20 WKS < 15)		34. AMNION (< 20 WKS < 15)		34. AMNION (< 20 WKS < 15)	
35. MARIUAGAL WITH PREGNANCY		35. AMNION (< 20 WKS < 15)		35. AMNION (< 20 WKS < 15)		35. AMNION (< 20 WKS < 15)		35. AMNION (< 20 WKS < 15)		35. AMNION (< 20 WKS < 15)	
36. MARIUAGAL WITH PREGNANCY		36. AMNION (< 20 WKS < 15)		36. AMNION (< 20 WKS < 15)		36. AMNION (< 20 WKS < 15)		36. AMNION (< 20 WKS < 15)		36. AMNION (< 20 WKS < 15)	
37. MARIUAGAL WITH PREGNANCY		37. AMNION (< 20 WKS < 15)		37. AMNION (< 20 WKS < 15)		37. AMNION (< 20 WKS < 15)		37. AMNION (< 20 WKS < 15)		37. AMNION (< 20 WKS < 15)	
38. MARIUAGAL WITH PREGNANCY		38. AMNION (< 20 WKS < 15)		38. AMNION (< 20 WKS < 15)		38. AMNION (< 20 WKS < 15)		38. AMNION (< 20 WKS < 15)		38. AMNION (< 20 WKS < 15)	
39. MARIUAGAL WITH PREGNANCY		39. AMNION (< 20 WKS < 15)		39. AMNION (< 20 WKS < 15)		39. AMNION (< 20 WKS < 15)		39. AMNION (< 20 WKS < 15)		39. AMNION (< 20 WKS < 15)	
40. MARIUAGAL WITH PREGNANCY		40. AMNION (< 20 WKS < 15)		40. AMNION (< 20 WKS < 15)		40. AMNION (< 20 WKS < 15)		40. AMNION (< 20 WKS < 15)		40. AMNION (< 20 WKS < 15)	
41. MARIUAGAL WITH PREGNANCY		41. AMNION (< 20 WKS < 15)		41. AMNION (< 20 WKS < 15)		41. AMNION (< 20 WKS < 15)		41. AMNION (< 20 WKS < 15)		41. AMNION (< 20 WKS < 15)	
42. MARIUAGAL WITH PREGNANCY		42. AMNION (< 20 WKS < 15)		42. AMNION (< 20 WKS < 15)		42. AMNION (< 20 WKS < 15)		42. AMNION (< 20 WKS < 15)		42. AMNION (< 20 WKS < 15)	
43. MARIUAGAL WITH PREGNANCY		43. AMNION (< 20 WKS < 15)		43. AMNION (< 20 WKS < 15)		43. AMNION (< 20 WKS < 15)		43. AMNION (< 20 WKS < 15)		43. AMNION (< 20 WKS < 15)	
44. MARIUAGAL WITH PREGNANCY		44. AMNION (< 20 WKS < 15)		44. AMNION (< 20 WKS < 15)		44. AMNION (< 20 WKS < 15)		44. AMNION (< 20 WKS < 15)		44. AMNION (< 20 WKS < 15)	
45. MARIUAGAL WITH PREGNANCY		45. AMNION (< 20 WKS < 15)		45. AMNION (< 20 WKS < 15)		45. AMNION (< 20 WKS < 15)		45. AMNION (< 20 WKS < 15)		45. AMNION (< 20 WKS < 15)	
46. MARIUAGAL WITH PREGNANCY		46. AMNION (< 20 WKS < 15)		46. AMNION (< 20 WKS < 15)		46. AMNION (< 20 WKS < 15)		46. AMNION (< 20 WKS < 15)		46. AMNION (< 20 WKS < 15)	
47. MARIUAGAL WITH PREGNANCY		47. AMNION (< 20 WKS < 15)		47. AMNION (< 20 WKS < 15)		47. AMNION (< 20 WKS < 15)		47. AMNION (< 20 WKS < 15)		47. AMNION (< 20 WKS < 15)	
48. MARIUAGAL WITH PREGNANCY		48. AMNION (< 20 WKS < 15)		48. AMNION (< 20 WKS < 15)		48. AMNION (< 20 WKS < 15)		48. AMNION (< 20 WKS < 15)		48. AMNION (< 20 WKS < 15)	
49. MARIUAGAL WITH PREGNANCY		49. AMNION (< 20 WKS < 15)		49. AMNION (< 20 WKS < 15)		49. AMNION (< 20 WKS < 15)		49. AMNION (< 20 WKS < 15)		49. AMNION (< 20 WKS < 15)	
50. MARIUAGAL WITH PREGNANCY		50. AMNION (< 20 WKS < 15)		50. AMNION (< 20 WKS < 15)		50. AMNION (< 20 WKS < 15)		50. AMNION (< 20 WKS < 15)		50. AMNION (< 20 WKS < 15)	
51. MARIUAGAL WITH PREGNANCY		51. AMNION (< 20 WKS < 15)		51. AMNION (< 20 WKS < 15)		51. AMNION (< 20 WKS < 15)		51. AMNION (< 20 WKS < 15)		51. AMNION (< 20 WKS < 15)	
52. MARIUAGAL WITH PREGNANCY		52. AMNION (< 20 WKS < 15)		52. AMNION (< 20 WKS < 15)		52. AMNION (< 20 WKS < 15)		52. AMNION (< 20 WKS < 15)		52. AMNION (< 20 WKS < 15)	
53. MARIUAGAL WITH PREGNANCY		53. AMNION (< 20 WKS < 15)		53. AMNION (< 20 WKS < 15)		53. AMNION (< 20 WKS < 15)		53. AMNION (< 20 WKS < 15)		53. AMNION (< 20 WKS < 15)	
54. MARIUAGAL WITH PREGNANCY		54. AMNION (< 20 WKS < 15)		54. AMNION (< 20 WKS < 15)		54. AMNION (< 20 WKS < 15)		54. AMNION (< 20 WKS < 15)		54. AMNION (< 20 WKS < 15)	
55. MARIUAGAL WITH PREGNANCY		55. AMNION (< 20 WKS < 15)		55. AMNION (< 20 WKS < 15)		55. AMNION (< 20 WKS < 15)		55. AMNION (< 20 WKS < 15)		55. AMNION (< 20 WKS < 15)	
56. MARIUAGAL WITH PREGNANCY		56. AMNION (< 20 WKS < 15)		56. AMNION (< 20 WKS < 15)		56. AMNION (< 20 WKS < 15)		56. AMNION (< 20 WKS < 15)		56. AMNION (< 20 WKS < 15)	
57. MARIUAGAL WITH PREGNANCY		57. AMNION (< 20 WKS < 15)		57. AMNION (< 20 WKS < 15)		57. AMNION (< 20 WKS < 15)		57. AMNION (< 20 WKS < 15)		57. AMNION (< 20 WKS < 15)	
58. MARIUAGAL WITH PREGNANCY		58. AMNION (< 20 WKS < 15)		58. AMNION (< 20 WKS < 15)		58. AMNION (< 20 WKS < 15)		58. AMNION (< 20 WKS < 15)		58. AMNION (< 20 WKS < 15)	
59. MARIUAGAL WITH PREGNANCY		59. AMNION (< 20 WKS < 15)		59. AMNION (< 20 WKS < 15)		59. AMNION (< 20 WKS < 15)		59. AMNION (< 20 WKS < 15)		59. AMNION (< 20 WKS < 15)	
60. MARIUAGAL WITH PREGNANCY		60. AMNION (< 20 WKS < 15)		60. AMNION (< 20 WKS < 15)		60. AMNION (< 20 WKS < 15)		60. AMNION (< 20 WKS < 15)		60. AMNION (< 20 WKS < 15)	

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Exhibit B Instructions for Completing Maternal Discharge Record

The following section describes in detail the data elements of and procedures to complete the Maternal Discharge Record.

Referring Hospital
Name and City

Enter the name and city of the hospital from which the mother was transferred or referred. If the mother was identified from the Perinatal Center's own population, enter the name of the Perinatal Center hospital. Do not enter the code; it will be entered at IDPH.

Perinatal Center Name
and Code

Print the name of the Perinatal Center. Do not enter the code; it will be entered at IDPH.

Patient ID Number

Enter the patient number used by your hospital which is unique to each admission. This number is usually assigned by the business office and may be different from the medical record number.

Patient's Last Name,
First Name, M.I.

Print the name of the patient.

Date of Birth

Enter the birth date of the patient.

Family Case Number

Do not enter; it will be entered at IDPH.

Date of Admission

Enter the date the patient was admitted to the Perinatal Center.

Race

Check the appropriate box. If a patient does not consider herself as belonging to any of the three racial groups, type or write the preferred designation alongside "Race".

County of Residence

Print the name of the county in which the patient resides. Do not enter the code; it will be entered at IDPH.

Patient's Maiden Name

Print the maiden name of the patient if known. Enter the maiden name even when it is identical with the last name.

Marital Status

Check the appropriate box.

Hispanic

Check the appropriate box. Indicate "Hispanic" if the patient identifies herself with that ethnic group. If no information is available, check N/A, not available.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

NOTE: Be sure to mark both "Race" and "Hispanic" for all patients. Hispanic persons may belong to any race.

Patient's Telephone Number

Enter the patient's home phone number, including area code.

Patient's Street Address

Enter apartment number, if any, house number, street, city, state and zip code of the patient.

Husband's Last Name,
First Name

Print the name of the patient's husband if she is married.

Primary Care
Physician's Name

Print the name of the physician who referred the patient to the Perinatal Center or of the physician at the Center if all obstetric care was delivered in that facility.

Attending Physician at
Perinatal Center

Print the name of the physician caring for the patient at the Perinatal Center.

Nurse Contact at
Perinatal Center

Print the name of the Perinatal Center nurse who can be contacted regarding the patient by the public health nurse making home visits to the patient.

Telephone

Enter the telephone number of the nurse contact.

Gravida

Enter the total number of pregnancies, including the present pregnancy.

Para

F: Number of full term births
P: Number of premature births
A: Number of abortions, spontaneous and induced
L: Number of living children

If the mother delivered during this hospital stay, the newborn is to be included in F, P or A. The newborn is to be included in L if alive at the time of the mother's discharge from the perinatal center.

Blood Type

Enter the blood group (O, A, B, or AB) and the RH type (positive or negative).

EDC

Enter the estimated month, day, and year of confinement.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Prenatal Care Began Enter the number of completed weeks of gestation at which the patient began prenatal care. If prenatal records are not available, enter the estimated weeks of gestation based on patient recall.

Prenatal Visits Enter the total number of prenatal visits the patient had.

Weight Gain Enter the total weight gain during pregnancy.

Significant Reproductive History Check the box or boxes for all items which apply. (Note: "SGA" is infant small for gestational age).

Complications of Present Pregnancy Check the box or boxes for all items which apply.

Discharge Date Enter the month, day, and year the patient was discharged from the Perinatal Center.

Blood Pressure Enter the blood pressure of the patient at discharge.

Weight Enter the weight in pounds of the patient at discharge.

Height Enter the height in feet and inches of the patient.

Family Planning Check the appropriate box.

Patient Delivered During This Admission Check the appropriate box.

Type and Date of Delivery If the patient delivered during this admission, indicate the date of delivery and whether the delivery was a vaginal delivery, caesarean section, or other, e.g., spontaneous delivery, ectopic, hydatidiform mole.

Was Infant High Risk If the patient delivered during this admission, indicate whether the infant was admitted to the high risk nursery.

Infant's Condition If the patient delivered during this admission, indicate the status of the infant upon the mother's discharge.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Major Treatment During Hospitalization List all major medical and/or surgical treatments which the patient underwent while hospitalized (e.g., tocolysis, magnesium sulfate therapy, C-Section, mechanical ventilation, etc.).

Treatments/Prognosis/Medications at Discharge Briefly describe any treatments (e.g., prescriptions, diet, restricted activity) prescribed for the patient upon discharge.

Other Concerns Enter any additional information which may assist the local health nurse in providing appropriate follow-up services to this patient.

Referral to Community Services If the patient has been referred to any community service agency, check appropriate box(es).

Contact Person's Name Print the name of a friend, relative or other person who would know how to get in touch with the patient.

Relationship Describe the relationship (friend, mother, pastor) of the contact person to the patient.

Telephone Number Enter the telephone number of the contact person.

Street Address, City, Zip Code List the complete address of the contact person.

Patient Informed of LHN Visit? If the patient has been informed that a local public health nurse will visit their home, check the "Yes" box, otherwise check the "No".

Local Health Nurse Agency Name Enter the name of the local health nurse agency to which the patient was referred for the follow-up services. IDPH will provide a list of such agencies and the areas they serve. Do not enter the code; it will be entered at IDPH.

Street Address, City, Zip Code List the complete address of the LHN agency.

Signatures The person completing the medical information should sign the form.

Date Enter the date the form is completed.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Appendix D Report of Local Health Nurse, Maternal--Prenatal
Exhibit A Local Health Nurse, Maternal--Prenatal Form

REPORT OF LOCAL HEALTH NURSE

ILLINOIS DEPARTMENT OF PUBLIC HEALTH

MATERIAL REPORT - PRENATAL		Patient Case No.	
Last Name	First	City	State
Street Address	Room or Suite	Zip	
Birth Date	Sex	Age	Referring Physician
Local Health Nurse Name	Local Health Agency		
Case: <input type="checkbox"/> With Visit <input type="checkbox"/> Without Visit	Reason for: <input type="checkbox"/> No Longer Need Services <input type="checkbox"/> Patient Not Contacted <input type="checkbox"/> Unable to Locate	Comments	Remarks
Completions of Present Pregnancy			

Medical Assessment	Appropriate	Inappropriate	Comments
Physical Status			
B/P	1. 2.		
HR's	1. 2.		
CR's	1. 2.		
Edema	1. 2.		
Contractions	1. 2.		
Vaginal Discharge	1. 2.		
Fetal Activity	1. 2.		
Urine Tests	1. 2.		
Complications Rx			
Diet	1. 2.		
Activity	1. 2.		
Drugs/Preparation	1. 2.		
Social Assessment			
Support Systems	1. 2.		
Finances	1. 2.		
Housing	1. 2.		
Next Prenatal Appointment	1. 2.		
Further Local Health Nurse Care			

Referrals to Community Services	<input type="checkbox"/> New Mother <input type="checkbox"/> Home Nurse <input type="checkbox"/> Home Health <input type="checkbox"/> Public Aid
Comments	<input type="checkbox"/> Prenatal Education <input type="checkbox"/> Prenatal Health <input type="checkbox"/> Other Specialty

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Exhibit B Instructions for Completing the Report of Local Health Nurse, Maternal--Prenatal

Patient Last Name and First Name Patient last name and first name.

Perinatal Center

Name of perinatal center.

Patient Case Number

Copy this number from the Maternal Discharge Record (MDR). Number includes the center (CTR) code and the Patient ID Number.

Patient Address

Home address of patient: house number, street, city, state, zip code and county. Enter apartment number if applicable.

Birthdate

Date of patient's birth (See MDR).

Phone

Home phone number of patient including area code. If there is no phone, enter N/A. If an alternate phone number is listed, note location (e.g., mother-in-law, etc.) immediately above the phone number.

Date of Visit

Date of visit to family by community nurse.

Attending Physician

Indicate the name of the physician who is managing the patient's case. This may be the local physician or the physician at the Perinatal Center.

Local Health Nurse Name

Name of nurse making home visit.

Local Health Agency

Name of the local public health nursing follow-up agency.

Agency Code

Four-digit code assigned to your agency by the Division of Family Health.

Case Closed

If patient refuses any visits or this is the last visit to be made to the patient, check the appropriate box indicating when the case is being closed. Check "with visit" if care is closed during a home visit. Check "without visit" if case is closed during an initial phone contact or when an initial home visit attempt is made. If case will remain open, leave blank.

With Visit
Without Visit

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

If Case Closed, Reason for Closure

No Longer Need Services

Check this option if the patient is stable and linked with all appropriate medical and support services.

Unable to Locate

Check this option if the nurse was unable to find the patient at the address listed on the MDR, at other locations after contacting the contact person listed on the MDR, and after additional efforts to locate the patient have been made.

Refused Visit

Check this option if family refuses home visits by the nurse.

Moved

Check this option if family has moved out of the geographic area served by the local health agency. Whenever possible, refer client to the appropriate follow-up agency for the geographic area to which they have moved.

Other

Specify reason.

Gravida

Enter the total number of times the patient has been pregnant including the current pregnancy.

Para

Enter the number of pregnancies carried to full term.

P

Enter the number of pregnancies delivered prematurely.

A

Enter the number of pregnancies ending in abortion (both spontaneous and induced).

L

Enter the number of living children

EDC

Enter the estimated date of confinement (i.e., due date).

Complications of Present Pregnancy

Note complication/diagnosis recorded on the Maternal Discharge Record.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Medical Assessment
Physical Status

B/P

Enter B/P obtained at time of home visit. If less than 140/90, or within the desired B/P range noted on the Maternal Discharge Record, record as adequate. If the B/P is greater than this, record as inappropriate and note action taken (e.g., MD notified by PHN; patient advised to contact MD).

Fetal Heart Tones (FHT's)

Enter rate of fetal heart tones if taken at time of home visit. If they are less than 120, greater than 160, irregular or absent, note as inappropriate and note action taken (i.e., MD notified).

Reflexes/DTR's

Enter reflexes obtained if tested at time of home visit. If hyperreflexic, enter as inappropriate and note action taken (e.g., MD notified).

Edema

If no edema is noted, record as appropriate. If edema is present, note severity, location and action taken (e.g., MD notified; patient advised to contact MD).

Contractions

If no contractions are noted or reported at time of home visit, record as appropriate. If contractions are noted or reported, record their frequency, duration and strength as well as the action taken (e.g., MD notified).

Vaginal Discharge

If no abnormal vaginal discharge is noted or reported at time of home visit, record as appropriate. If abnormal discharge is present, note appearance and amount as well as action taken (e.g., MD notified).

Fetal Activity

If patient reports level of fetal activity to be consistent with previous levels, record as appropriate. If patient reports fetus to be more or less active than usual or reports no movement, record as inappropriate, noting type of change and when it was noted as well as action taken (e.g., MD notified).

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Urine Test

Record results of urine tests if taken at time of home visit. If no protein, glucose or acetone are found, record as appropriate. If any test is positive, note what test is positive and the level of positivity as well as action taken (e.g., MD notified; patient advised to contact MD).

Compliance with Treatment

Diet/Nutritional Status

Record the patient's compliance with special diet as noted on the Maternal Discharge Record or general dietary/fluid intake if not on a special diet. If compliant with discharge diet or eating a well-balanced meal for a pregnant woman, record as appropriate. If not compliant or not well balanced, record as inappropriate, noting deficiency and action taken (e.g., dietary instructions reviewed; patient advised to contact MD).

Activity/Rest

Record the patient's compliance with special activity/rest orders as noted on the Maternal Discharge Record or general pattern of rest/activity if no restrictions ordered. If compliant with discharge orders or getting adequate rest and moderate levels of exercise, record as appropriate. If not compliant with discharge orders or not getting adequate rest/activity, record as inappropriate, noting deficiencies and action taken (e.g., activity reviewed; physician notified by PHN; patient advised to contact MD).

Medications/Treatment

Record compliance with medications or special treatments ordered on Maternal Discharge Record. If compliant, record as appropriate. If not compliant, record as inappropriate, noting deviation. If no medications or special treatments were ordered, enter "NA" in the "appropriate" column.

Social Assessment

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Support Systems

Record the level of family and/or community support the family is receiving. If the support is adequate to meet their needs, record as appropriate. If support is inadequate, note deficiencies and record as inappropriate. Record actions taken (e.g., referral to homemaker services made).

Finances

Record the financial status of the family in regard to meeting basic needs (i.e., food and shelter) as well as their medical expenses. If adequate, record as appropriate. If inadequate, note deficiency and record as inappropriate. Note action taken (e.g., referred to DPA).

Housing

Note the general adequacy of the living environment in regard to cleanliness, general safety, temperature, etc. If adequate, record as appropriate. If inadequate, note deficiency and record as inappropriate. Note action taken (eg. referral to Dept. of Human Services).

Next Prenatal Appointment

Record the date of the next medical, prenatal visit.

Provider

Record the name of the physician/ clinic with whom the next prenatal appointment is scheduled.

Further Local Health Nurse Care

Record when the next public health nursing visit will be made. If no further visits are planned, but patient is provided with information for contacting the agency should she desire further visits, this information should be recorded. If the case is closed and no further contact will occur, the "Reason for Closure" at top of form should be completed.

Referral to Community Services

Community support service referrals made since hospital discharge. Do not include referrals made during hospital stay or at time of discharge as noted on the MDR.

Public Aid

Check if family referred to the Department of Public Aid.

Mental Health

Check if patient referred to local mental health agency for evaluation/counseling.

Social Services

Check if referred in a social service agency for counseling or other support.

WIC/Nutrition

Check if referred to WIC (Women, Infants and Children) or another nutrition program.

Prenatal Education

Check if patient referred to a local prenatal education program

Homemaker Services

Check if family referred to a homemaker service for assistance with shopping, housework, child care, etc.

None Made

Check if patient does not require any additional support service at present time.

Other, Specify

Check if patient has been referred to a service/agency not listed on this form.
Specify name of agency and type of service for which the referral was made.

Comments Record any supplementary narrative information as appropriate.

Distribution of Copies: The copies of the report should be distributed as follows:

- Original white copy
Canary Copy
Pink Copy
Goldenrod Copy

Appendix E Report of Local Health Nurse, Maternal--Postnatal
Exhibit A Local Health Nurse, Maternal--Postnatal Form

REPORT OF LOCAL HEALTH NURSE

ILLINOIS DEPARTMENT OF PUBLIC HEALTH

MATERNALE REPORT - POSTNATAL

MATERIAL REPORT - POSTNATAL										CHILD DEVELOPMENT OF PUBLIC HEALTH					
Last Name		First		Paternal Center Name		City		State		Patient Case No.		CITI Code		Patient ID No.	
Street Address															
Birth Date MM / DD / YY	Phone Area / Number	Date of Visit MM / DD / YY	Attending Physician			Local Health Agency			Agency Size						
Mother's Name															
Reason for Visit <input type="checkbox"/> Wkly Visit <input type="checkbox"/> Other <input type="checkbox"/> Discharge <input type="checkbox"/> Without Visit			<input type="checkbox"/> No Longer Need Services <input type="checkbox"/> Unstable to Locate			<input type="checkbox"/> Other Specify			Type of Delivery <input type="checkbox"/> Normal <input type="checkbox"/> Complicated Section <input type="checkbox"/> Cesarean			Delivery Date MM / DD / YY			
Patient Status at Time of Home Visit			<input type="checkbox"/> Alive/Used with WH-Child Care <input type="checkbox"/> Deceased Prior to Discharge <input type="checkbox"/> Deceased After Discharge												
Physical Assessment										Comments					
Appropriate										Inappropriate					
Treatment Compliance										1. 2.					
Breasts Lactating										1. 2.					
Bottle										1. 2.					
Impaction of Fingers										1. 2.					
Lochia										1. 2.					
Incisor/EPS										1. 2.					
Urinary Elimination										1. 2.					
Bowel Elimination										1. 2.					
Nutrition										1. 2.					
Rest										1. 2.					
Exercise										1. 2.					
Adjustment to Parenthood										1. 2.					
Grief if Infant Expired										1. 2.					
Social Assessment															
Support Systems															
Frustrations															
Housing															
Family Planning															
Natural Methods <input type="checkbox"/> Family Contraception <input type="checkbox"/> Sterilization <input type="checkbox"/> Male Sterilization <input type="checkbox"/> Female Sterilization <input type="checkbox"/> Abortion <input type="checkbox"/> IUD <input type="checkbox"/>															
Further Local Health Nurse Care															
Participation <input type="checkbox"/> Completed <input type="checkbox"/> Appointment <input type="checkbox"/> Referral to Community Services <input type="checkbox"/> Referral to Mental Health Services <input type="checkbox"/> Referral to Family Planning <input type="checkbox"/> Referral to Social Services <input type="checkbox"/> Referral to Public Aid <input type="checkbox"/> Other <input type="checkbox"/>															

Send original to: Illinois Department of Public Health, Division of Family Health, 535 W. Jefferson St., Springfield, Illinois 62761

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Exhibit B Instructions for Completing the Report of Local Health Nurse, Maternal-Postnatal

Patient Last Name and First Name Patient last name and first name.

Birthdate Date of patient's birth (See MDR).

Patient Case Number Copy this number from the Maternal Discharge Record (MDR). Number includes the Center (CTR) code and the Patient ID Number.

Patient Address Home address of patient: house number, street, city, state, zip code and county. Enter apartment number if applicable.

Phone Home phone number of patient including area code. If there is no phone, enter N/A. If an alternate phone number is listed, note location (e.g., mother-in-law, etc.) immediately above the phone number.

Date of Visit Date of visit to family by community nurse.

Attending Physician Indicate the name of the physician who is managing the patient's case. This may be the local physician or the physician at the Perinatal Center.

Local Health Nurse Name Name of nurse making home visit.

Local Health Agency Name of the local public health nursing follow-up agency.

Agency Code Four digit code assigned to your agency by the Division of Family Health.

Case Closed If patient refuses any visits or this is the last visit to be made to the patient, check the appropriate box indicating when the case is being closed. Check "with visit" if care is closed during a home visit. Check "without visit" if case is closed during an initial phone contact or when

With Visit

Without Visit

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

an initial home visit attempt is made. If case will remain open, leave blank.

If Case Closed, Reason for Closure

No Longer Need Services

Check this option if the patient is stable and linked with all appropriate medical and support services.

Unable to Locate

Check this option if the nurse was unable to find the patient at the address listed on the MDR, at other locations after contacting the contact person listed on the MDR, and after additional efforts to locate the patient have been made.

Refused Visit

Check this option if family refuses home visits by the nurse.

Moved

Check this option if family has moved out of the geographic area served by the local health agency. Whenever possible, refer client to the appropriate follow-up agency for the geographic area to which they have moved.

Other

Specify reason.

Type of Delivery

Vaginal

If patient had vaginal delivery (spontaneous, forceps or vacuum extraction) record as vaginal.

Caesarean Section

If patient had a C-Section, record as Caesarean Section.

Other, Specify

If patient had a spontaneous abortion, induced abortion, ectopic pregnancy or hydatid mole, record as other, specifying type of outcome.

Delivery Date

Record date on which the pregnancy ended regardless of type of delivery.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Infant Status at Time of Home Visit

Alive/Linked with Well-Child Care

Check this option if infant is home and linked with ongoing medical/pediatric care.

Alive/Still Hospitalized

Check this option if infant is alive, but remains in the hospital.

Deceased Prior to Discharge

Check this option if the infant was born alive, but died prior to discharge.

Deceased After Discharge

Check this option if infant was discharged alive from the hospital, but subsequently expired.

Alive/Not Yet Linked with Medical Care

Check this option if infant is home but is not yet linked with ongoing medical pediatric care.

Not Applicable

Check this option if infant was born dead or the pregnancy resulted in a nonviable product of conception (i.e., abortion, ectopic, hydatid mole).

NB: If the patient delivered a multiple pregnancy, check whichever box(es) that apply, noting the infant by birth order (i.e., #1, #2, etc.) after the appropriate entries.

Health Assessment

B/P

Enter B/P obtained during home visit.

T

Enter temperature obtained during home visit.

P

Enter pulse obtained during home visit.

R

Enter respiration obtained during home visit.

NB: If any findings are abnormal, note deviations and actions taken (e.g., M.D. notified by PHN; patient advised to contact M.D.).

Treatment Compliance

Enter the patient's level of compliance with the treatments and/or medications

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

ordered on the Maternal Discharge Record. If compliant, record is appropriate. If noncompliant, record as inappropriate noting the specific deficiencies and record actions taken (e.g., MD notified by PHN; patient advised to contact MD).

Breasts

Lactating

If breastfeeding, enter the condition of the patient's breasts and level of success with breastfeeding. If there are no problems with the breasts and breastfeeding is going well, record as appropriate. If there are problems with the breasts (e.g., cracked nipples) or with the breast-feeding, record as inappropriate noting the problems and record actions taken (e.g., care of sore nipples reviewed; patient advised to see MD as soon as possible; patient referred to lactation support system).

Non-lactating/Bottle

If bottle feeding, record the condition of the breasts and level of success with bottle feeding. If there are no problems with the breasts and bottle feeding is going well, record as appropriate. If there are problems with the breasts (e.g., engorgement) or with bottle feeding, record as inappropriate noting the problems and record actions taken (e.g., care of engorged breasts reviewed).

NB: If information is based on patient report rather than visual inspection indicate so under comments.

Involution of Fundus

Enter the status of uterine involution. If nontender and at expected level of involution for degree postpartum, record as appropriate. If the uterus is tender and/or subinvolved for degree postpartum, record as inappropriate noting the problems and record actions taken (e.g., MD notified by PHN; patient

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

advised to contact MD as soon as possible).

Lochia

Enter the color and amount of the lochia. If the color and amount of the lochia are within normal limits for degree postpartum record as appropriate. If the amount and/or color are not normal for degree postpartum record as inappropriate noting the problems and record actions taken (e.g., MD notified by PHN; patient advised to contact MD as soon as possible). If information is based on patient report rather than visual inspection indicate so under comments.

distended, record as appropriate. If patient reports problems (e.g., frequency) and/or appears to be distended, record as inappropriate noting problems and action taken (e.g., MD notified; patient advised to contact MD as soon as possible).

Bowel Elimination

Enter the patient's report of bowel elimination. If patient reports no problems, record as appropriate. If patient reports problems (e.g., constipation), record as inappropriate noting problems and action taken (e.g., high fiber diet and fluids discussed; patient advised to contact MD).

Incision/Episiotomy

Enter the status of the abdominal incision for C-Sections or the episiotomy if present. If the incision/episiotomy is healing well, record as appropriate. If the incision/episiotomy is inflamed, oozing and/or the edges are separated, record as inappropriate noting the problems and actions taken (e.g., MD notified; patient advised to contact MD as soon as possible). If information is based on patient report rather than visual inspection indicate so under comments.

Nutrition

Enter the patient's report of her nutritional status. If the patient is eating well balanced meals or is compliant with the special diet ordered on the Maternal Discharge Record, record as appropriate. If diet is not well balanced or not compliant, record as inappropriate noting deficiency and action taken (e.g., dietary instructions reviewed).

Extremities

Enter the status of the extremities observed at the time of home visit. This should include physical appearance and checking for Homan's sign. If the extremities are normal, record as appropriate. If there appears to be a phlebitis, record as inappropriate noting the problems and actions taken (e.g., MD notified).

Exercise

Enter the patient's report of her general level of activity and her compliance with routine postpartum exercises. If adequate, record as appropriate. If inadequate, record as inappropriate noting problems and action taken (e.g., routine postpartum exercises reviewed).

Rest

Enter the patient's report of the amount of rest she is getting. If adequate, record as appropriate. If inadequate, record as inappropriate noting problems and action taken (e.g., options for modifying daily routines explained).

Adjustment to:

Urinary Elimination

Enter the patient's report of urinary elimination. If patient reports no problems and does not appear to be

Parenthood

If the infant is living, enter the patient's status of adjustment to

parenthood based on her report and behavior observed during the home visit. If there are no problems, record as appropriate. If problems are noted/reported, record as inappropriate noting the problems and action taken (e.g., support systems reviewed).	
If infant expired or there was a nonviable pregnancy outcome, enter the patient's level of grief based on her report and behavior observed during the home visit. If her level of grief is appropriate for the post-death period, record as appropriate. If problems are identified, record as inappropriate noting problems and action taken (e.g., linked with counseling services). All families should be linked with parent support groups unless they do not desire to be.	
Grief, If Infant Expired	
Record the level of family and/or community support the family is receiving. If the support is adequate to meet their needs, record as appropriate. If support is inadequate, note deficiencies and record as inappropriate. Record actions taken (e.g., referral to homemaker services made).	
Record the financial status of the family in regard to meeting basic needs (i.e., food and shelter) as well as their medical expenses. If adequate, record as appropriate. If inadequate, note deficiency and record as inappropriate. Note action taken (e.g., referred to DPA).	
Finances	
Note the general adequacy of the living environment in regard to cleanliness, general safety, temperature, etc. If adequate, record as appropriate. If inadequate, note deficiency and record	
Housing	
as inappropriate. Note action taken (eg. referral to Dept. of Human Services).	
Check off the type of contraceptive method used. If refused or undecided, record as indicated.	
Family Planning	
Check if patient is/will be using a diaphragm.	
Diaphragm	
Check if patient is/will be taking oral contraceptives.	
OC's	
Check if patient is/will be using sympto-thermal monitoring.	
Natural Family Planning	
Check if patient is/will be using foam and condoms.	
Foam/Condoms	
Check if patient's partner has had or plans to have a vasectomy.	
Male Sterilization	
Check if patient has had or plans to have a tubal ligation.	
Female Sterilization	
Check if patient has had or plans to have an IUD inserted.	
IUD	
Check if patient does not plan to use any family planning method.	
Refused	
Check if patient understands all family planning methods but is undecided as to which method, if any, she will use.	
Undecided	
Check if patient plans to use another type of family planning method (e.g., cervical cap, contraceptive film, etc.) and specify method.	
Other	
Record when the next public health nursing visit will be made. If no further visits are planned, but patient is provided with information for contacting the agency should she desire further visits, this information should be recorded. If the case is closed and	
Further Local Health Nurse Care	

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

no further contact will occur, the "Reason for Closure" at top of form should be completed.

Check if patient referred for home health services.

Postpartum Appointment

Check off whether the 4-6 week postpartum appointment has been completed or is scheduled (i.e., pending) along with appointment date.

Family Planning

Check if patient referred to a family planning program.

Source of Ongoing Medical Care

Other, Specify

Check if patient has been referred to a service/agency not listed on this form. Specify name of agency and type of service for which the referral was made.

Mother

Enter the source of ongoing family planning and health care for the patient.

Comments

Record any supplementary narrative information as appropriate.

Infant

If infant is alive and discharged, enter the source of ongoing well-child care. If no arrangements have been made, provide the family with information on resources available in their local community.

Referral to Community Service

Community support services referrals made since hospital discharge. Do not include referrals made during hospital stay or at time of discharge as listed on the MDR.

Distribution of Copies: The copies of the report should be distributed as follows:

None Made

Check if patient does not require any additional support service at present time.

Original white copy
Canary Copy
Pink Copy
Goldenrod Copy

IDPH
Perinatal Center
Local Health Nurse Agency
Primary Care Physician

Public Aid

Check if family referred to the Department of Public Aid.

Mental Health

Check if patient referred to a local health agency for evaluation/counseling.

Social Services

Check if referred to a social service agency for counseling or other support.

WIC/Nutrition

Check if enrolled in WIC (Women, Infants and Children) or another nutrition program.

Homemaker Services

Check if family referred to a homemaker service for assistance with shopping, housework, child care, etc.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Appendix F Report of Local Health Nurse, Infant
Exhibit A Local Health Nurse, Infant Form

REPORT OF LOCAL HEALTH NURSE

ILLINOIS DEPARTMENT OF PUBLIC HEALTH

Infant Report Form with fields for Name, Address, Date, and various health assessment checkboxes.

Name of Primary Care MD

Phone

Present / Pending Examinations

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Appendix F Report of Local Health Nurse, Infant
Exhibit A Local Health Nurse, Infant Form (continued)

REPORT OF LOCAL HEALTH NURSE

ILLINOIS DEPARTMENT OF PUBLIC HEALTH

Continuation of Infant Report Form with fields for Physical Examination, Developmental Assessment, and Social History.

Head Circumference

Weight

Length

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Send original to: Illinois Department of Public Health, Regional MCH Nurse, Local Health Nurse Agency, Goldenrod-Primary Care Physician.

Canary-Reporting Hospital; Pink-Local Health Nurse Agency; Goldenrod-Primary Care Physician.

Disclosure of this information is voluntary, and there is no penalty for non-compliance. This form has been approved by the Forms Management Center.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Appendix F Report of Local Health Nurse, Infant
Exhibit A Local Health Nurse, Infant Form

REPORT OF LOCAL HEALTH NURSE

ILLINOIS DEPARTMENT OF PUBLIC HEALTH

Infant Report Form with fields for Name, Address, Date, and various health assessment checkboxes.

Name of Primary Care MD

Phone

Present / Pending Examinations

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Other

Disclosure of this information is voluntary, and there is no penalty for non-compliance. This form has been approved by the Forms Management Center.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Exhibit B Instructions for Completing the Report of Local Health Nurse, Infant

Infant Last Name and First Name

Print the infant's last name and first name.

Sex

Circle M for male or F for female.

Birthdate

Enter the date of infant's birth (See IDR).

Patient ID Number

Copy this Patient Identification number from the Infant Discharge Record (IDR).

Street Address, Apartment Number, City, Zip

Print the home address of infant: house number, street, apartment number, city and zip code.

Local Health Agency

Print the name of health department or agency responsible for providing high risk follow-up.

Agency Code

Print the code number of health department/agency making follow-up visits.

Hospital of Delivery

Enter the name of the hospital of infant's birth. (See IDR).

Reporting Hospital

Enter the name of the hospital completing the infant discharge record.

Reporting Hospital Code

Do not enter; the code will be entered at IDPH.

Chronological Age

Enter the age of the infant in weeks or months calculated from date of birth. Age in weeks should be used during the first year of life.

Corrected Age

Enter the age of the infant in weeks based on gestational age at birth (see IDR). Subtract the gestational age from 40 weeks, then subtract this difference from the chronological age at the time of the visit.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Mother's First Name

Print the first name of the infant's mother. (See IDR).

Mother's Last Name

Print the last name of the infant's mother (See IDR).

Nurse Making Visit

Print the name of the nurse making home visit.

Date of Visit

Enter the date of visit to family by community nurse.

Case Closed

If the case is to be closed, check whether a home visit was made at the time of case closure.

Reason for Closure

Completed Program

Check this option if all 5 visits (post-discharge, 6, 12, 18 and 24 months) or more have been made.

Infant Expired

Check this option if infant died after discharge from hospital.

Unable to Locate

Check this option if the nurse was unable to find the infant/family at the mother's address listed on the IDR, at other locations after contacting the contact person listed on the IDR, and after additional efforts to locate the infant/family have been made.

Refused Visit

Check this option if family refuses home visits by the nurse.

Moved

Check this option if family has moved out of the geographic area served by the local health agency. Whenever possible, refer client to the appropriate follow-up agency for the geographic area to which they have moved.

Other

Check if the infant has a minor anomaly (e.g., skin tag, anomaly of nails) that does not require follow-up, or other reason. Specify reason.

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

Visit Number

Check the appropriate visit number. Check "interim visit" box if visit is in addition to 5 required visits. PLEASE NOTE: Contract agencies must complete this form and submit it to IDPH for all visits both regular and interim. Health Departments are only required to complete this form and submit it to IDPH for 5 required visits.

Treatments/Assistive Devices Added to Discharge Regimen

List any treatments/assistive devices prescribed by physicians since discharge or since last visit by nurse.

Name Primary Care M.D.

Print the name of the physician who will be providing primary care for infant.

Family History

Indicate (yes or no) whether there is a family history (other children, parents, grandparents, aunts and uncles) of any genetic problems. If yes, list conditions that apply.

Telephone

Enter telephone number of primary care physician.

Newborn Screening

Indicate (yes or no) whether parents know if required screening for six genetic diseases (PKU, hypothyroidism, galactosemia, biotinidase deficiency, congenital adrenal hyperplasia and hemoglobinopathies) was completed in the hospital.

Discharge Diagnosis(es)

Enter all diagnoses that are listed on the IDR. NOTE: this item should be completed only once, on the first Infant Report completed after discharge.

Present Parental Concerns

Print a narrative description of any concerns expressed by parents about the infant or family situation. Usually this information is elicited at the beginning of the visit to assure that concerns are adequately addressed in a timely manner.

Nutrition

Enter an assessment of infants nutritional intake and appropriateness for age. Include any teaching or counseling provided parents. If family has nonpublic water supply, check if water has been tested for nitrates.

Post Discharge Diagnoses/Major Unresolved Discharge Diagnoses

This section is designed for updating diagnoses, i.e., list diagnoses made since discharge or since last home visit. List also any unresolved discharge diagnoses.

Elimination

Enter an assessment of elimination function, including parental concerns, and teaching or counseling provided.

Medications

Indicate (yes or no) whether family is giving infant medications as prescribed. If not, the nurse may indicate her recommendations and/or actions to promote compliance.

Sleep Activity

Enter an assessment of infant's sleep/wake patterns and any teaching or counseling provided.

Medication Allergies

List any allergies evidenced by infant.

Parent/Infant Interaction

Enter an assessment of parents' ability to respond appropriately to infant at each emotional and developmental stage. Consider also infant's temperament and response to parents.

Drugs Added to Discharge Regimen

List only drugs added to regimen since hospital discharge or since last home visit. (Medications prescribed at time of discharge are listed on IDR).

Family Coping

Enter an assessment of social supports available to family in the home and community. Enter an assessment of financial resources and family function.

Safety

Indicate any safety hazards in environment and teaching provided on accident prevention and use of car seat.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Immunizations

Indicate dates immunizations are given and by whom provided, i.e., health department or physician. Check if physician has recommended deferring any immunization for medical reasons.

If a tuberculin skin test is indicated, write in "TB Skin Test" after "Other," Specify" and indicate date given and results (if known).

Physical Assessment

Height

Measure length and record in inches. Plot on growth chart for corrected age. Check "appropriate" on Report Form if between 5th and 95th percentile. Otherwise check "inappropriate." If infant is premature, plot weight for height on growth chart and check "appropriate" on Report Form if weight for height is between 5th and 95th percentile. Otherwise check as "inappropriate."

Alternatively, premature infant growth charts may be utilized.

Weight

Enter weight in pounds. Plot on growth chart according to corrected age and check "appropriate" if between 5th and 95th percentile. Otherwise check "inappropriate." For premature infants, check as explained above under "height."

Vision Screen

Check "appropriate" if, after screening, vision appears normal. Check "inappropriate" if, after screening, there is uncertainty about infant's ability to see normally.

Hearing Screen

Check "appropriate" if, after screening, hearing seems normal. Check "inappropriate" if unsure of infant's ability to hear normally.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

General Appearance

General appraisal of infant. Check whether "normal," "questionable" or "abnormal." If "questionable" or "abnormal," describe findings. If "questionable" or "abnormal," describe recommendation/action for follow-up.

Remaining Items on Physical Assessment

Continue with physical assessment checking "appropriate" when findings appear to be within normal limits. When findings are questionable or outside of normal limits, check "inappropriate" and describe findings in section below ("Describe Inappropriate Findings") by number.

Head Circumference

Enter size of infant's head at largest diameter in centimeters. After plotting head circumference on a growth chart at corrected age, check "appropriate" if head circumference is between 5th and 95th percentile. Check "inappropriate" if greater or equal to 96th percentile, or less or equal to 4th percentile.

Developmental Screening: Reaction, Skills, and Abilities (RSA)

Select the RSA age closest to the corrected age of the infant. Assess the developmental milestones for that age and place a check in the "yes" column if infant has achieved a milestone. Check the "no" box if infant has not achieved the milestone.

Results of RSA Screening

Normal

Check "normal" if infant has achieved all developmental milestones for his age group.

Questionable

If infant misses one or more items for his age group, check "questionable." Screen at next lower age group. Rescreen in one to two months at appropriate age level.

Referral

If infant cannot complete all items for his age group on rescreening in one to two months, refer for further evaluation and check "referral."

Nursing Care Provided

If any additional nursing care is provided, it may be recorded in this section.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Appendix G Sample Letter of Agreement

and designated by the Illinois Department of Public Health as a Level III Perinatal Center providing obstetrical and neonatal care. In order to serve as a Level I, II, III affiliated perinatal facility designated by the Illinois Department of Public Health

(Name of Perinatal Center)

affiliate with the above Perinatal Center.

(Name and address of hospital)

This agreement is consistent with the Adopted Rules of the Illinois Department of Public Health, Regionalized Perinatal Health Care Code (77 Ill. Adm. Code 640).

Components for Letter of Agreement

I. Introductory Remarks: The Perinatal Center may list items of organization of the Center.

II. Perinatal Center Obligations

A. A 24-hour obstetrical and neonatal "hot-line" for immediate consultation, referral or transport of perinatal patients is available.

Obstetrical Hospital	Telephone #	Hospital	Telephone #	Neonatal
-------------------------	-------------	----------	-------------	----------

B. The Perinatal Center will accept all medically eligible obstetrical/neonatal patients.

C. If the above named Perinatal Center is unable to accept a referred maternal or neonatal patient because of bed unavailability, that Center will assist in arranging for admission of the patient to another facility capable of providing the appropriate level of care.

D. Transportation of neonatal patients remains the responsibility of the Perinatal Center. Decisions regarding transport and mode of transport will be made by the Perinatal Center neonatologist in collaboration with the referring physician.

E. Transportation of the obstetrical patient remains the responsibility of the (Level I, Level II, or Level III facility). Decisions regarding transport, transfer and mode of transport or transfer will be made by the Perinatal Center Maternal-Fetal Medicine physician in collaboration with the

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

referring physician.

F. The Maternal-Fetal Medicine physician of the Perinatal Center in collaboration with the referring physician will decide whether to have an obstetrical patient stabilized before transfer, kept in the affiliated unit or transferred immediately. The best possible alternatives and the staff needed for transport will be determined.

G. Written protocols for the mechanism of referral/transfer/transport will be distributed by the Perinatal Center to the affiliated hospital physician, administration and nursing service. This is to include a mechanism for data recording of the time, date and circumstances of transfer so this information can be utilized as part of the morbidity and mortality reviews. (See Appendix H)

H. A written summary of patient management and outcome will be sent by the Perinatal Center to the referring physician of record and to the hospital's chart.

I. The Perinatal Center will conduct periodic mortality and morbidity conferences at _____ Hospital.

1. The conference will be conducted by the Perinatal Center's Maternal-Fetal Medicine physician, neonatologist, nursing coordinator and/or obstetrical and neonatal nurse educators.

2. _____ Hospital will prepare written summaries of cases and statistics for discussion, to be available to the Perinatal Center at least one week prior to the conference.

3. The content of the review will be determined by the Regional Perinatal Management Group of each Network. The review must include but not be limited to stillbirths, neonatal deaths, maternal and/or neonatal transports.

J. The Perinatal Center will transfer patients back to the referring hospital when medically feasible in accordance with physician to physician consultation.

K. The Perinatal Center will develop and offer Perinatal Outreach Education programs at a reasonable cost to include the following:

1. On-site consultation by Perinatal Center physicians and nurse educators as needed.

2. Periodic obstetrical and neonatal needs assessment of _____ Hospital.

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

3. Provide _____ Hospital with protocols for patient management.
4. Develop Continuing Medical Education programs for obstetricians, pediatricians and family practitioners either at _____ Hospital or at the Perinatal Center site.
5. Mini-Fellowships at the Perinatal Center for _____ Hospital physicians and nurses.
6. Programs based on needs assessment by outreach nurse educators at _____ Hospital for obstetrical and neonatal nursing staff.
- L. The Perinatal Center will establish, maintain and coordinate the educational programs offered by and for all Level I, Level II, and Level III Hospitals for which they serve.
- M. The Perinatal Center shall develop a Regional Perinatal Management Group, including but not limited to, representatives of each hospital in the Perinatal Network. This group shall meet at least quarterly to plan management strategies, evaluate morbidity and mortality reviews, evaluate the effectiveness of current programs and services and to set future goals. The Regional Perinatal Management Group shall determine the data collection system to be used by the Regional Perinatal Network.

III.

Hospital Obligations

- A. "hot-line" established by the Perinatal Center for consultation, referral and transport.
- B. Hospital will transfer to _____ Perinatal Center obstetrical and neonatal patients who require the services of the Perinatal Center, including but not limited to, patients outlined in the perinatal rules and regulations (See Appendix H, Exhibits A and B) for patients to be included for consultation, treatment or transfer).
- C. _____ Hospital (level of care) will usually care for the following maternal and neonatal patients. (See Appendix H, Exhibits B and C)
- D. _____ Hospital will develop an ongoing in-house continuing educational program for the obstetrical and neonatal medical staff and other disciplines as needed.

- E. _____ Hospital will participate in continuing educational programs for both nurses and physicians developed by the _____ Perinatal Center. Cost to be shared.
 - F. _____ Hospital will designate representatives to serve on the _____ Regional Perinatal Management Group.
 - G. _____ Hospital will establish a Perinatal Development Committee composed of medical and nursing representatives from both neonatal and obstetrical areas, administration and any other individuals deemed appropriate.
 - H. _____ Hospital will maintain and share such statistics as the _____ Regional Perinatal Management Group may deem appropriate.
 - I. _____ Hospital to develop or to utilize programs at _____ Perinatal Center for follow-up of neonates with handicapping conditions.
- IV. Joint Responsibilities
- A. This agreement will be valid for one year at which time it may be renewed or re-negotiated.
 - B. If either the _____ Hospital or the _____ Perinatal Center wish to change an individualized portion of this agreement, either may initiate the discussion. If a change in the agreement is reached it must be reviewed by the Perinatal Advisory Committee. If the _____ Hospital wishes to make a change and _____ Perinatal Center is not in agreement, _____ Hospital can request a hearing by the Perinatal Advisory Committee.
 - C. If any of the institutions wants to terminate the agreement, written notification must be given to other participating institutions six months in advance.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Appendix H Written Protocol for referral/transfer/transport
Exhibit A Level I: Patients for consultation with _____
(Level III facility or Perinatal Center)

1) Maternal Conditions

A) Previous Pregnancy Problems:

- i) Premature infant
- ii) Perinatal death or mental retardation
- iii) Isoimmunization
- iv) Difficult deliveries
- v) Congenital malformations
- vi) Mid-trimester loss

B) Current Pregnancy Problems:

- i) Any medical disorder (e.g. Diabetes mellitus, hemoglobinopathy, chronic hypertension, heart disease, renal disease)
- ii) Drug addiction
- iii) Multiple gestation
- iv) Intrauterine growth retardation
- v) Preterm labor less than or equal to 36 weeks
- vi) Postdate greater than or equal to 42 weeks
- vii) Third trimester bleeding
- viii) Abnormal genetic evaluation
- ix) Pregnancy induced hypertension

2) Neonatal Conditions

- A) Gestation less than or equal to 36 weeks, weight less than or equal to 2500 grams
- B) Small-for-gestational age (less than 10th percentile)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- C) Sepsis
- D) Seizures

E) Congenital heart disease

F) Multiple congenital anomalies

G) Apnea

H) Respiratory distress

I) Neonatal asphyxia

J) Infants identified as having handicapping conditions or developmental disabilities which threaten life or subsequent development

K) Severe anemia

L) Hyperbilirubinemia, not due to physiologic cause

M) Polycythemia

3) Consultation and transfer to a Level III or Perinatal Center shall occur for the following conditions:

- A) Premature labor or premature birth less than 34 weeks gestation.
- B) Birthweight less than or equal to 2000 grams.

4) Exceptions:

- A) Exceptions to the standards of care set forth in this Part may be necessary based on patient care needs, current practice, outcomes, and geography in the regional perinatal network.
- B) Exceptions to the standards of care of this part may be granted when the facility requesting an exception demonstrates that the staffing, equipment and quality of care (outcomes), are substantially equivalent to the standards and quality of care for any Level II or Level III facility in their Regional Perinatal Network.
- C) Such exceptions shall be negotiated between the applicant facility and their Perinatal Center. The applicant facility or the Perinatal Center may seek the advice and consultation of the Department, as well as the Perinatal Advisory Committee, to facilitate negotiations regarding exceptions to these standards of care. Any exception to the standards of care of this part must be defined in the letter of agreement.

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

- D) The Department shall review all letters of agreement and modification of letters of agreement. The Department shall use the criteria described in Section 640.41(e)(2) in order to approve or deny approval of any provision of or any letter of agreement.

Exhibit B Level II: Patients for consultation with or transfer to _____ (Level III facility or Perinatal Center)

1) Maternal Conditions (Consultation)

- A) Essential hypertension on medication.
- B) Chronic renal disease.
- C) Chronic medical problems with known increase in perinatal mortality or morbidity.
- D) Prior birth of neonate with serious complication resulting in a handicapping condition.
- E) Abnormalities of the reproductive tract known to be associated with an increase in preterm delivery.
- F) Previous delivery of preterm infant 34 weeks gestation.
- G) Insulin dependent diabetes Class B or greater.

2) Maternal Conditions (Transfer)

- A) Patients from the above consultation list, which deemed advisable by mutual collaboration between Maternal-Fetal Medicine physician at the Level III facility and the obstetrician at the referring office of hospital.
- B) Isoimmunization with possible need for intrauterine transfusion.
- C) Suspected congenital anomaly compatible with life.
- D) Insulin-dependent diabetes mellitus.
- E) Cardiopulmonary disease with functional impairment.
- F) Multiple gestation with exception of twins.
- G) Premature labor prior to 32 weeks.
- H) Premature rupture of membranes prior to 32 weeks.
- I) Medical and obstetrical complication of pregnancy, possibly requiring induction of labor or cesarean section for maternal or fetal conditions prior to 32 weeks gestation.
- J) Severe pre-eclampsia or eclampsia.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 3) Neonatal Conditions (Consultation or transfer): Specify whether consultation or transfer will be done for each of the following:

- A) Gestation less than 32 weeks or less than 1800 grams.
- B) Sepsis unresponsive to therapy.
- C) Uncontrolled seizures.
- D) Significant congenital heart disease.
- E) Major congenital malformations requiring surgery.
- F) Infants requiring ventilation after initial stabilization (greater than 6 hours).
- G) Infants with oxygen requirements in excess of 50% (greater than 6 hours).
- H) Infants with ten minute Apgar scores of 5 or less.
- I) All neonates requiring major surgery.
- J) Infants requiring exchange transfusion.
- K) Persistent metabolic derangement (e.g., hypocalcemia, hypoglycemia, metabolic acidosis).
- L) Infants identified as having handicapping conditions or developmental disabilities which threaten life or subsequent development.

- 4) Consultation and transfer to a Level III or Perinatal Center shall occur for the following conditions:

- A) Premature labor or premature birth less than 34 weeks gestation.
- B) Birthweight less than or equal to 2000 grams.
- C) Mechanical ventilation beyond the initial stabilization period (6 hours).

- 5) Exceptions:

- A) Exceptions to the standards of care set forth in this Part may be necessary based on patient care needs, current practice, outcomes, and geography in the regional perinatal network.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- B) Exceptions to the standards of care of this part may be granted when the facility requesting an exception demonstrates that the staffing, equipment and quality of care (outcomes), are substantially equivalent to the standards and quality of care for any Level II or Level III facility in their Regional Perinatal Network.
- C) Such exceptions shall be negotiated between the applicant facility and their Perinatal Center. The applicant facility or the Perinatal Center may seek the advice and consultation of the Department, as well as the Perinatal Advisory Committee, to facilitate negotiations regarding exceptions to these standards of care. Any exception to the standards of care of this part must be defined in the letter of agreement.
- D) The Department shall review all letters of agreement and modification of letters of agreement. The Department shall use the criteria described in Section 640.41(e)(2) in order to approve or deny approval of any provision of or any letter of agreement.

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

Exhibit C Level I: Maternal and Neonatal patients to be cared for at _____ hospital

Exhibit D Level II: Maternal and Neonatal patients to be cared for at _____ hospital

1) Maternal

A) The maternal patient with an uncomplicated current pregnancy.

A) The maternal patient with uncomplicated current pregnancy.

2) Neonatal

A) The neonatal patient greater than 34 weeks gestation or greater than 2000 grams without risk factors and infants with physiologic jaundice.

B) Normal current pregnancy although previous history may be suggestive of potential difficulties.

C) Selected medical conditions such as mild hypertension or controlled thyroid disease where there is no increase in perinatal morbidity.

D) Selected obstetric complications such as pre-eclampsia or premature labor greater than 34 weeks.

E) Incompetent cervical os.

F) Gestational Diabetes.

2) Neonatal

A) Neonatal patients greater than 34 weeks gestation or greater than 1800 grams without risk factors.

B) Mild to moderate respiratory distress (not requiring mechanical ventilation in excess of 6 hours).

C) Suspected neonatal sepsis, hypoglycemia, neonates of diabetic mothers and post-asphyxia without life threatening sequelae.

D) Nursing care of premature infants greater than 1800 grams who are other wise well.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Appendix I Perinatal Reporting System Data Elements

1. Child's First Name
2. Child's Middle Name
3. Child's Last Name
4. Child's Suffix
5. AKA
6. Child's Date of Birth
7. Child's Time of Birth
8. Sex
 - A. Male
 - B. Female
 - C. Ambiguous
9. Race
 - A. White
 - B. Black
 - C. Asian
 - D. Other
10. Hispanic
 - A. Yes
 - B. No
 - C. N/A
11. Place of Birth
12. City of Birth
13. County of Birth
14. Mother's First Name
15. Mother's Middle Name
16. Mother's Last Name
17. Mother's Maiden Name
18. Mother's Social Security Number
19. Mother's Date of Birth
20. Mother's Street Number
21. Mother's Street Name
22. Mother's Street Direction
23. Mother's Street Type
24. Mother's Street Location
25. Mother's City
26. Mother's County
27. Mother's Zip Code
28. Mother's State
29. Mother's Telephone
30. Mother's Age
31. Mother's Birthplace
 - A. _____ State
 - B. _____ Country
32. Mother of Hispanic Origin
 - A. Yes
 - Cuban

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

33. Mother's Race
 - A. American Indian
 - B. Black
 - C. White
34. Mother's Education (specify highest grade completion)
35. Mother's Occupation
 - A. Mexican
 - B. Puerto Rico
 - C. No
36. Mother's Business/Industry
37. Mother Employed During Pregnancy
 - A. Yes
 - B. No
 - C. Record Not Available
 - D. Not Stated
38. Marital Status
 - A. Married
 - B. Not Married
39. Father's Last Name
40. Father's Middle Name
41. Father's First Name
42. Father of Hispanic Origin
 - A. Yes
 - Cuban
 - Mexican
 - Puerto Rican
43. Father's Race
 - A. Indian American
 - B. Black
 - C. White
44. Father's Education (specify highest grade completed)
45. Father's Age
46. Father's Occupation
47. Father's Business/Industry
48. Father Employed
 - A. Yes
 - B. No
 - C. Record N/A
 - D. Not Stated
49. Pregnancy History
50. Plurality (# this Birth)
If greater than 1, Birth Order of this Birth
51. Previous Live Births

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

52. Number Live Births Now Living
53. Number Live Births Now Dead
54. Date of Last Live Birth
55. Previous Terminations
56. Number of Other Terminations
57. Date of Last Other Termination
58. Date Last Normal Menses
59. Month Prenatal Care Began
60. Number of Prenatal Care Visits
61. 1 Minute APGAR Score
62. 5 Minute APGAR Score
63. Estimate of Gestation Weeks
64. Mother Transferred In Prior to Delivery

A. Yes
B. Name of Facility _____ Location of Facility _____

65. Infant Transferred (Out)

A. Yes
B. Names of Facility _____ Location of Facility _____
C. Transfer Code _____
D. No

66. Reporting Hospital
67. Reporting Hospital City
68. Tobacco Use During Pregnancy

A. Smoked during pregnancy
Average cigarettes per day _____
B. Stopped smoking during pregnancy
C. Smoked during pregnancy
D. Does not smoke
E. Record N/A
F. Not Stated

69. Alcohol Use During Pregnancy

A. Yes
Average number drinks per day _____
B. No
C. Record N/A
D. Not Stated

70. Mother's Weight Gain

A. Yes
B. No
C. Record N/A
D. Not Stated
Pounds _____

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

71. Mother's Weight Loss

A. Yes
B. No
C. Record N/A
D. Not Stated
Pounds _____

72. Medical Risk Factors for this Pregnancy

A. Anemia
B. Cardiac Disease
C. Acute or Chronic Lung Disease
D. Diabetes
E. Genital Herpes
F. Hydranmios/Oligohydranmios
G. Hemoglobinopathy
H. Hypertension, Chronic
I. Hypertension, Pregnancy, related
J. Eclampsia
K. Incompetent Cervix
L. Previous Infant 4000 + Grams
M. Previous Preterm or SGA Infant
N. Renal Disease
O. Rh Sensitization
P. Uterine Bleeding
Q. None
R. Other, Specify _____

73. Obstetric Procedures

Aminocentesis
Electronic Fetal Monitoring
Internal
External
Both
Neither
Record N/A
Not Stated
Induction of Labor
Stimulation of Labor
K. Yes
Pitocin _____
Oxytocin _____
L. No
M. Record N/A
N. Not Stated
O. Tocolysis
P. Ultrasound
Q. None
R. Other, Specify _____

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

74. Complications of Labor and/or Delivery

- A. Febrile
 - B. Meconium
 - C. Premature Rupture
 - D. Abruptio Placenta
 - E. Placenta Previa
 - F. Other Excessive bleeding
 - G. Seizures during labor
 - H. Precipitous labor
 - I. Prolonged labor
 - J. Dysfunctional labor
 - K. Breech/Malpresentation
 - L. Cephalopelvic Disproportion
 - M. Cord Prolapse
 - N. Anesthetic complications
 - O. Fetal Distress
 - P. None
 - Q. Other, Specify _____
75. Method of Delivery
- A. Spon. Vaginal
 - B. Mid - Low Forceps
 - C. Vacuum Extraction
 - D. Vaginal Breech
 - E. C. Section Primary
 - F. C. Section Repeat
 - G. Other type _____
 - H. Record N/A
 - I. Not Stated
 - J. Vaginal After Previous C Section
 - K. Other C Section _____

76. Abnormal Conditions of Newborn

- 77. Anemia
- 78. Birth Injury
- 79. Fetal Alcohol Syndrome
- 80. Hyaline Membrane Disease
- 81. Meconium Aspiration Syndrome
- 82. Assisted Ventilation > 30 min.
- 83. Assisted Ventilation = 30 min.
- 84. Seizures
- 85. None
- 86. Other Specify _____
- 87. Congenital Anomalies of Child
- 88. Anacephalus
- 89. Spina Bifida/Meningocele
- 90. Hydrocephalus
- 91. Microcephalus
- 92. Other CNS Anomalies Specify _____
- 93. Heart Malformations Specify _____

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

94. Other Circulatory/Respiratory Anomalies Specify _____

- 95. Rectal Atresia/Stenosis
- 96. Tracheoesophageal Fistula/Esophageal Atresia
- 97. Omphalocele/Gastroschisis
- 98. Other Gastrointestinal Anomaly
- 99. Malformed Genitalia
- 100. Renal Agenesis
- 101. Other Urogenital Anomaly Specify _____
- 102. Cleft Lip/Palate Specify _____

103. Polydactyly/Syndactyly/Adctyly

- 104. Club Foot
- 105. Diaphragmatic Hernia
- 106. Other Musculoskeletal/Integumental Anomaly
- 107. Downs Syndrome
- 108. Other Chromosomal Anomaly _____ Specify
- 109. None
- 110. Other, Specify _____
- 111. Transfusion
- 112. Anesthesia

A. Local/Pudanal

B. Regional

C. General

113. Umbilical Cord Blood Gases Tested

A. Yes

B. No

- 114. Small for Gestational Age
- 115. Infection of Newborn Acquired Before Birth
- 116. Infection of Newborn Acquired During Birth
- 117. Infection of Newborn Acquired After Birth
- 118. Hereditary Hemolytic Anemias
- 119. Hemolytic Diseases of the Newborn
- 120. Due to Rh Incompatibility Only
- 121. Due to ABO Incompatibility
- 122. Due to Other Causes
- 123. Drug Toxicity or Withdrawal

A. Yes, Specify _____

B. No

124. Highest Bilirubin

A. Total

125. Admit to Designated Patient Unit

A. Yes

B. No

126. Genetic Screenings Conducted

127. Rh Determination

A. Mother's Blood Type _____ Rh Factor _____

Immune Globulin Given

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED RULES

128. Hepatitis B - Surface Antigen
A. Positive
B. Negative
129. Non-Obstetrical Infections
A. Syphilis
B. Gonorrhea
C. Rubella
D. Other
130. Obstetrical Infections
A. Antepartum
Amnionitis/Chlorammonitis
Urinary Tract Infection
B. Postpartum
Endometritis
Infection of Wound
Urinary Tract Infection
131. Mother admitted with 72 hours of delivery
A. Precipitous Delivery
B. Planned Home Birth
132. Drug Use During Pregnancy
A. Cocaine
B. Heroin
C. Marijuana
D. Other Street Drug(s)
E. None
F. Record N/A
G. Not Stated
133. Transfusion
134. Prenatal Screening Conducted for
A. Gestational Diabetes
(Blood Glucose Tolerance Test)
B. Congenital/Birth Defects
A. Maternal Alpha Feta Protein
B. Chromosomal
C. Other
135. Number of Days Maintained on Ventilation Before Transfer to Level III Center-Days
136. Prenatal Ultrasound
A. Yes
B. No
C. Record N/A
D. Not Stated
137. Chorionic Villous Sampling
138. Were Newborn Screening Tests Conducted?
A. Yes
B. No

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED RULES

139. Mother Transferred Out to Another Hospital After Delivery Destination Hospital Code
140. Mother Transferred From Emergency Room
141. Infant Transferred In Transfer Code
142. Consult Perinatal Center
143. Infant Maternal
A. Yes, W/Transfer
B. Yes, No Transfer
C. No Consultation
D. Not Stated
144. Mother Died In Hospital
145. Fetal Death
146. Infant Died in Hospital
147. Extrauterine Pregnancy
148. Ectopic Pregnancy
149. Admission Date - Infant
150. Admission Date - Maternal
151. Discharge Date - Infant
152. Discharge Date - Maternal
153. Payment Method
A. Yes
Medicaid
Medicaid HMO
HMO
Medicare
CHAMPUS
Title V
Health Ins.
Self Pay
Record N/A
Not Stated
Health Ins./\$/
Other, Specify _____
B. No
154. Were prenatal records available prior to delivery?
A. Yes
B. No
155. Maternal Diagnosis (Specify up to 8 Diagnoses)
156. Mother's Medical Record Number
157. Infant Diagnoses (Including Congenital Anomalies); Specify up to 8 diagnosis
158. Infant Released to:
A. Home
B. Other Hospital
C. Long Term Care
D. Other Child Care Agency
Infant Patient ID
Infant Medical Record Number
159. Name and Location
160. Name and Location
161. Name and Location

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

161. Referrals
 A. Community Social Services
 B. DSCC
 C. DCFS
 D. Other, Specify _____
 E. None
 F. Early Intervention program
 G. Other _____
162. Feedings
 163. Breast fed
 164. Bottle
 165. Tube
 166. Formula
 167. Frequency
 168. Amount
 169. Infant Medications
 170. Birth Weight
 171. Birth Head Circumference
 172. Birth Length

173. Discharge Weight
 174. Discharge Head Circumference
 175. Discharge Length
 176. Infant Discharge Treatment
 177. Other Concerns
 178. RN Contact at Hospital - Phone Number
 179. Relative/Friend
 180. Relationship
 181. Address/ Phone #
 182. Family informed of LHN Visit
 A. Yes
 B. No

183. Primary Care Physician's Name -
 184. Mother Gravida Para F _ P _ A _ L _
 185. Signature
 186. Title
 187. Report Date
 188. Other Infant Diagnoses
 189. Congenital Syphilis
 190. Hypothyroidism
 191. Adrenogenital Syndrome
 192. Inborn Errors of Metabolism
 193. Cystic Fibrosis
 194. Immune Deficiency Disorder
 195. Leukemia
 196. Constitutional Aplastic Anemia
 197. Coagulation Defects

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

198. Neurofibromatosis
 199. Retinopathy of prematurity
 200. Chorioretinitis
 201. Strabismus
 202. Endocardial Fibroelastosis
 203. Occlusion of Cerebral Arteries
 204. Intrauterine Growth Retardation
 205. Cerebral Lipidoses

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part:

Structural Pest Control Code

2) Code Citation:

77 Ill. Adm. Code 830

3) Section Numbers:

830.10 Amended
830.20 Amended
830.880 Added
830.885 Added
830.890 Added
830.900 Added

Adopted Action:4) Statutory Authority:

Illinois Structural Pest Control Act
Ill. Rev. Stat. 1989, ch. 111 1/2, par. 2201 et seq.

5) Effective Date of Rules:

August 1, 1990

6) Does this Rulemaking Contain an Automatic Repeal Date? Yes ___ No X

If "yes," please specify date:

7) Does this Rulemaking Contain Any Incorporations by Reference? Yes ___ No X

If "yes," please specify type: 6.02(a) ___ or 6.02(b) ___

If "6.02(b)," was a copy of the approval form issued by the Joint Committee attached to this rulemaking? Yes ___ No ___

8) Date Filed in Agency's Principal Office:

August 1, 1990

9) Date Notice(s) of Proposal was Published in Illinois Register:

January 12, 1990 - 14 Ill. Reg. 571

10) Has the Joint Committee on Administrative Rules issued a Statement of

Objections to this/these Rules? Yes ___ No X

If "yes," please complete the following:

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED AMENDMENTS

A) Statement of Objection: ___ Ill. Reg. ___B) Agency Response: ___ Ill. Reg. ___C) Date Agency Response Submitted for Approval to the Joint Committee:

May 23, 1990

11) Difference Between Proposal and Final Version:

The following changes were made in response to comments received during the first notice or public comment period:

Section 830.10

Between the definitions of a "Applicant" and "Back flow preventer or vacuum breaker device", add the new paragraph;

"Avicide" means a pesticide used for bird control, other than a device, which is designed to, or will, kill birds.

Section 830.20(a)

Delete Section 830.20 (a)(9) entirely; "9) Illinois List of Endangered and Threatened Flora (17 Ill. Adm. Code 1050) promulgated by the Illinois Department of Conservation (Section 830.880)."

Add a reference to 830.20(a) by adding after 830.20(a)(8) a new paragraph, "(9) Migratory Bird Treaty Act (16 U.S.C., 703 et seq.) (Section 830.890)."

Add the reference to the Illinois Pesticide Act to 830.20(a)(4) by inserting after, "(Section 830.860)," the words, "(Section 830.880)."

Section 830.880(a)

In 830.880(a), delete, "Because of undue risks to wildlife," and insert, "1) Other than 20,25 diazacholestenol, restricted uses of 4-aminopyridine, and restricted uses of 3-chloro-p-toluidine hydrochloride,". Change the word "pesticides" in the first sentence to "avicides", and the word "pesticide" to "avicide", which will be newly defined in Section 830.10. Delete "of pest birds". After the word "control", add, "of any pigeons or starlings, or house sparrows in flocks over 500, or other birds in flocks of 75 or more.". Add a new paragraph to the end of 830.880(a) as follows:

2) Any other use of avicides, not requiring a permit requires that the avicide user notify the Department within 5 business days of such

use by submitting a Notification of Bird Control form, supplied by the Department, providing the information below:

- A. User information including the user or company name, license number (if applicable), address, city, state, zip code, telephone number, the name of the supervising technician, the technician's certificate number (if applicable), and telephone number.
- B. Site information including the name of the site, name of a contact person located at the site, street address or lot number, city, state, zip code, county; or township, range, section; or directions to the site (i.e., subdivision lot number, highway number, secondary roads, signs to follow, etc.) of the bird control operation. Instead of a description of the location, a map of the bird control operation site may be attached to the notice.
- C. Species and estimated number of birds.
- D. Brand name and EPA registration number of the avicide."

In Section 830.880(a), change, "except for such pesticide use" to, "except for such avicide use". Delete the period at the end of the paragraph after the word, "commodities"; and add, "or already regulated by the Illinois Pesticide Act."

Delete from Section 830.880(a), "a non commercial structural pest control registrant" and replace it with " by a non-commercial structural pest control location".

Section 830.880(b)

Delete Section 830.880(b), "An Avicide Permit is not required for structural pest control for the control of pest birds by using only devices as defined in Section 3.24 of the Act." Replace it with, "Restricted avicides must be used, or their use supervised on-site, by a person certified in the sub-category of bird control." See the previous modification to 830.880(g)(2) made in response to comments made on Section 830.880(g).

Section 830.880(c)

Delete from Section 830.880(c) the words, "a licensee or registrant" and replace them with "a person".

Expand the avicide permit application to include additional information about the bird control program that is proposed by adding

new sections describing the information to be included on the Avicide Permit application as Section 830.880(c)(1) through (4). After, "pest birds.", add,

"The Avicide Permit application form (Form IL # 482-0722) shall contain the following information:

1. Applicant information including the applicant or company name, license number if applicable, address, city, state, zip code, telephone number, the name of the supervising technician as required in Section 830.880(g)(2), the technician's certificate number (if applicable), and telephone number.
2. Site information including the name of the site, name of a contact person located at the site, street address or lot number, city, state, zip code, county; or township, range, section; or directions to the site (i.e., subdivision lot number, highway number, secondary roads, signs to follow, etc.) of the proposed bird control operation. Instead of a description of the location, a map of the bird control operation site may be attached to the application.

3. Bird survey information including the target bird species and estimated population of each target species. Describe or attach a diagram of the observed feeding, watering, roosting, and loafing sites of the target species. Note if the target pest bird is within or outside of a structure and if the structure is enclosed or open. List observed non-target bird species that are associated with, or are using the same feeding, watering, roosting, or loafing areas as the target birds.

- A. Describe what problem the birds are causing that requires control. List the brand name of the avicide, EPA registration number, chemical name and percent as listed under the active ingredients on the label. Estimate the amount of the product that will be used as purchased from the manufacturer. Give the estimated beginning and ending dates of the program as well as the schedule or frequency of application of the avicide.

- B. Explain what non-avicular methods are being used. List which non-avicide methods have been evaluated and not used and explain why they have not been used. Explain how, by who and on what schedule the carcasses of killed birds will be retrieved from the control site and surrounding area."

Section 830.880(d)

Delete ", as defined in Section 3.08 of the Act, ". Delete, "under

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

the same ownership".

Delete from Section 830.880(d) the words, "licensee or registrant" and replace them with "person".

Section 830.880(e)

Delete "and 17 Ill. Adm. Code 1050" from Section 830.880(e).

Section 830.880(f)

In Section 830.880(f), after the words "assign an expiration date to the Avicide Permit", insert, "or Notification of Bird Control Form". Before the words, "applicant may request", delete the words, "Avicide Permit". Delete "for the control of pest birds shall stop on the current Avicide Permit's expiration date unless a new Avicide Permit is issued by the Department." and replace it with, "shall stop on the current expiration date of the permit or notification unless a new Avicide Permit is issued by the Department or a new Notification of Bird Control Form is received within 5 days of the previous notification's expiration."

In the last sentence of paragraph f), after "The permit holder's use of", delete the words, "a pesticide" and add the words, "avicides that required a permit or notification".

Section 830.880(g)(1)

Delete from Section 830.880(g)(1), after "structural pest control business", the words, "or registered non-commercial structural pest control location, and" and add the words, "or is a non-commercial structural pest control location, as defined in Section 3.13 of the Act, proposing to use avicides at such location, and;".

Section 830.880(g)(2)(B)

In Section 830.880(g)(2)(B), delete, "certified in General Standards".

Section 830.880(g)(3)

In Section 830.880(g)(3), delete in the first sentence the words, "appear to", and "desirable," and "plants or".

In Section 830.880(g)(3), delete the period after the word "wildlife", and add the phrase, ", such risks determined by the health benefits, the behaviors of the likely non-target predator and its prey, the proposed amount of pesticide, the intrinsic toxicity of the pesticide, the risk of exposure to the pesticide, and other

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

relevant health and environmental factors as each case requires."

Section 830.880(i) - New Section

Add new Section 830.880(i), "A new permit must be applied for if; 1) the target flock moves to a location other than as described on the permit or increases in number by 50% or more; 2) the amount of avicide needed exceeds the estimate on the permit by 20% or more or; 3) any other changes from the original permit occur, other than a decrease in the number of the target flock or a decrease in the amount of avicide used."

Section 830.885(a)(2)

In Section 830.885(a)(2), insert after, "0722)", "as described in Section 830.880 of this Part."

Section 830.885(a)(5)

In Section 830.885(a)(5) replace, "readily available" with "suitable".

Section 830.885(a)(7)

Delete the words "provide enough personnel to" from Section 830.885(a)(7).

Section 830.885(a)(12)

In Section 830.885(a)(12), delete the period after the last word, "birds" in the paragraph and add after the last word "birds", "as determined by autopsy and toxicological analysis arranged for by the Department according to Section 830.890(c) or other reasonable evidence."

Delete "or Ill. Adm. Code 1050" and the words "or plant" from Section 830.885(a)(12).

Change, "as a result of structural pest control" to, "as a result of permitted structural pest control".

In Section 830.885(a)(12), after the words, "(Order Falconiformes or Strigiformes)", insert a comma, then after the next "or" insert the word "any."

Section 830.890(a)

Delete Section 830.890(a), "The Avicide Permit holder shall retrieve, identify, and accurately estimate the number of visible target pest

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

birds killed as a result of the structural pest control activities of the Avicide Permit holders, unless the Department has directed the permit holder in writing to hold them for examination by the Department."

Section 830.890(b)

In Section 830.890(b), replace the words "and count" with "accurately estimate the number of, and dispose of according to label directions visible". Delete the word "immediately". Renumber 830.890(b) to 830.890(a)

Section 830.890(c)

In Section 830.890(c), insert before the first sentence, "In compliance with the Federal Migratory Bird Treaty Act, ". Change the "I" in "the" to lower case. Delete after the word "shall" in the first sentence, "identify, count, freeze or refrigerate, and hold for retrieval by the Department, non-target birds and other non-target animals killed during structural pest control bird control operations." and insert the words, "Immediately notify the Department of, or turn over to the Department, all raptors (Order Falconiformes or Strigiformes) that are found dead, or appear ill, within 20 miles of the control site for the time that the permit is in effect plus two weeks." Delete the last sentence, "The Department must be notified of such deaths as required by Section 830.870 of this Part." and replace it with, "The Department shall be notified by the permit holder of all other known deaths of non-target birds during the permit period within 1 mile of the control site in order to be in compliance with Section 830.870 and Section 830.890(d) of this Part." Renumber 830.890(c) to 830.890(b).

Section 830.890(d)

Delete "The Department shall arrange" and insert at the beginning of Section 830.890(d), "When possible, the Department will determine if a killed raptor from the area of a bird control operation died as a result of the bird control operation by arranging ". Delete the words, "to determine the cause of death". Delete the word "and" in the last sentence and replace it with a comma and add to the end of the paragraph ", and the U.S. Fish and Wildlife Service" Change "necropsy" to "autopsy". Renumber 830.890(d) to 830.890(c).

Section 830.890(e)

For Section 830.890 (e), change, "with subsection (b) and subsection (c) above." to "with subsection (a) and subsection (b) above."

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

In Section 830.890(e), after the word "collected" insert the words "or found". Replace "dates of birds" with "dates that birds".

Renumber 830.890(e) to 830.890(d).

Section 830.900(d)(1)

In Section 830.900(d)(1), delete, "and Section 830.530(h)" and replace it with, "Section 830.530(h), and Section 830.530(k)" which deals with the concepts of Integrated Pest Management.

The following changes were made in response to comments and suggestions of the Joint Committee on Administrative Rules:

1. To insert "pest" before "birds in flocks of 75 or more" in Section 830.880(a) (second notice Section 830.880(a)(1)).
2. To insert "number of" before "pigeons" in Section 830.880(a) (second notice Section 830.880(a)(1)).
3. To insert after "space" in the second sentence of Section 830.880(f) (second notice Section 830.880(e)), ", volume, coverage, concentration".
4. To insert in Section 830.880(h)(2)(A) (second notice Section 830.880(g)(2)(A)) "or general-use" after "non-restricted".
5. To change "pesticide" to "avicide" in Section 830.880(h)(2)(A) and to change "pesticides" to "avicides" in subsection (h)(2)(B) (second notice (g)(2)(A) and (B)).
6. To insert after "measures" in Section 830.885(a)(5), ", such as devices or procedures including, but not limited to, netting, chemical or mechanical perch repellents, shooting, trapping, or electrocution".
7. To insert after "birds" in the second sentence of Section 830.890(b), "and animals".
8. In Section 830.10, to place the definitions of "pest control training seminar", "work site", and "USEPA" in the correct alphabetical order.
9. In Section 830.880 to relabel the subsections so that subsection (a) will contain text and subsection (c)(4), which did not contain text, will be eliminated.
10. To change all citations to the Illinois Revised Statutes in this rulemaking from the 1987 edition to the 1989 edition.

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED AMENDMENTS

In addition, various typographical, grammatical and form changes were made in response to the comments from the Administrative Code Division and the Joint Committee on Administrative Rules.

- 12) Have all the changes agreed upon by the Agency and the Joint Committee been made as indicated in the agreement letter issued by the Joint Committee?

The Department has made all the changes to which it agreed with the Joint Committee.

- 13) Will the Rules Replace an Emergency Rule Currently in Effect?

Yes X No

- 14) Are there any other Amendments Pending on this Part? Yes No X

If Yes:

Section Numbers	Proposed Action	Ill. Reg. Citation
-----------------	-----------------	--------------------

- 15) Summary and Purpose of Rules:

The health of the citizens of the State of Illinois requires the control of large nuisance bird populations, but non-target species must be protected from secondary poisoning.

The rules will require either a permit from, or notification to, the Department when certain avicides are used for certain types of bird control. The rules will also require specific monitoring, recording, and on-site supervision by certified or trained people for permitted bird control operations.

Section 830.800 Avicide Permit Requirements
Section 830.885 Denial or Revocation of Avicide Permits
Section 830.890 Bird Control Monitoring and Reporting Requirements
Section 830.900 Bird Control Training Requirements

- 16) Information and Questions regarding this Adopted Rulemaking shall be directed to:

Mr. Robert John Kane, Division of Governmental Affairs, Department of Public Health, 525 West Jefferson, Second Floor, Springfield, Illinois 62761, 217/782-6187.

The full text of the Adopted Amendments begins on the next page.

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED AMENDMENTS

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER 0: PEST CONTROL

PART 830

STRUCTURAL PEST CONTROL CODE

SUBPART A: GENERAL

Section	Definitions
830.10	Incorporated Materials
830.20	

SUBPART B: GENERAL REQUIREMENTS

830.100	License Application for Commercial Structural Pest Control Business
830.110	Registration Application for Non-Commercial Structural Pest Control
830.120	Location Application for Examination as a Certified Structural Pest Control Technician
830.130	Re-examination Applications
830.140	Application of Certified Technicians for Examination in Other Sub-categories

Processing (Repealed)

830.150	Approved Applications (Repealed)
830.160	Disapproved Applications (Repealed)
830.170	License and Registration Renewals
830.180	Change of Business Ownership
830.190	Certification Renewals
830.200	Late Filing Charge
830.210	Non-renewal of Technician Certificates
830.220	Certified Technician at Each Location
830.230	Change of Certified Technician at Place of Employment
830.240	Certificates of Insurance
830.250	Insurance Coverage
830.260	Supervision of a Non-certified Technician
830.270	Inspections and Investigations (Repealed)
830.280	Classification of Pesticides
830.290	Application for Certification in Illinois as a Structural Pest Control Technician by Reciprocity
830.300	Display of License, Registration and Certification Procedures for Certification as a Structural Pest Control Technician in Wood Products Pest Control (Repealed)

Approved Applications (Repealed)

Disapproved Applications (Repealed)

License and Registration Renewals

Change of Business Ownership

Certification Renewals

Late Filing Charge

Non-renewal of Technician Certificates

Certified Technician at Each Location

Change of Certified Technician at Place of Employment

Certificates of Insurance

Insurance Coverage

Supervision of a Non-certified Technician

Inspections and Investigations (Repealed)

Classification of Pesticides

Application for Certification in Illinois as a Structural Pest Control Technician by Reciprocity

Display of License, Registration and Certification Procedures for Certification as a Structural Pest Control Technician in Wood Products Pest Control (Repealed)

SUBPART C: EXAMINATIONS

830.400	General Provisions
830.410	Examinations

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

830.420 Examination Schedules (Repealed)
 830.430 Grades
 830.440 Notification of Examination Results
 830.450 Confidentiality of Examination Scores
 830.460 Examinee's Review of Examination

SUBPART D: PEST CONTROL COURSES

830.500 Application
 830.510 Application (Repealed)
 830.520 Instructors
 830.530 Pest Control Course Description
 830.540 Record of Completion
 830.550 Pest Control Course Evaluation
 840.560 Approval (Repealed)
 830.570 Disapproval of an Application or Recision of Approval (Repealed)

SUBPART E: PEST CONTROL TRAINING SEMINARS (RECERTIFICATION)

830.600 Application
 830.610 Application (Repealed)
 830.620 Instructors
 830.630 Pest Control Seminars
 830.640 Record of Completion
 830.650 Pest Control Seminar Evaluation
 830.660 Approval (Repealed)
 830.670 Disapproval of an Application or Recision of Approval (Repealed)

SUBPART F: HEARINGS

830.700 Hearings

SUBPART G: SAFE PESTICIDE STORAGE AND HANDLING

830.800 General Safety Precautions
 830.810 Misuse of Pesticides
 830.820 Records
 830.830 Pesticide Storage Area
 830.840 Service Vehicles
 830.850 Pesticide Storage Practices
 830.860 Orders to Stop Sale, Use, Seize or Regulate Removal
 830.870 Hazardous Incident Notification and Abatement

SUBPART H: BIRD CONTROL REQUIREMENTS

830.880 Avicide Permit Requirements
 830.885 Denial or Revocation of Avicide Permits
 830.890 Bird Control Monitoring and Reporting Requirements

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

830.900 Bird Control Training Requirements

Illustration A WARNING SIGN - PESTICIDE TREATMENT & VENTILATION
 Illustration B RESTRICTED USE PESTICIDE SIGN

AUTHORITY: Implementing and authorized by the Structural Pest Control Act (Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 2201 et seq.) Illinois Pesticide Act (Ill. Rev. Stat. 1987, ch. 5, par. 801 et seq., in particular 803(2)), and Section 11(b) of the Illinois Endangered Species Protection Act (Ill. Rev. Stat. 1989 1987, ch. 8, par. 341(b)) and the Federal Migratory Bird Treaty Act (16 U.S.C., 703 et seq.).

SOURCE: Adopted at 2 Ill. Reg. 19, p. 159, effective May 3, 1978; codified at 8 Ill. Reg. 18492; emergency amendment at 10 Ill. Reg. 17812, effective September 28, 1986, for a maximum of 150 days; amended at 11 Ill. Reg. 7736, effective April 15, 1987; amended at 13 Ill. Reg. 2090, effective February 3, 1989; emergency amendments at 14 Ill. Reg. 1036, effective December 29, 1989, for a maximum of 150 days; emergency amendment lapsed on May 21, 1990; amended at 14 Ill. Reg. 12889, effective August 1, 1990.

Section 830.10 Definitions

In addition to the definitions contained in the Structural Pest Control Act (Ill. Rev. Stat. 1989 1987, ch. 111 1/2, par. 2201 et seq.), the following definitions, when used herein, shall apply:

"Act" means the "Structural Pest Control Act (Ill. Rev. Stat. 1989 1987, ch. 111 1/2, par. 2201 et seq.)."

"Active ingredient" means any ingredient which will prevent, destroy, repel, control or mitigate a pest.

"Applicant" means any person making an application for a license, registration, examination or certification.

"Avicide" means a pesticide used for bird control, other than a device, which is designed to, or will, kill birds.

"Back flow preventer or vacuum breaker device" means a device, approved by the Illinois Plumbing Code (77 Ill. Adm. Code 890) used to prevent backflow or backsiphonage of contaminated water or liquid into a water supply system.

"College or university course in related field" means three semester hours or four quarter hours of a college course in biological sciences, physics or chemistry.

"Crack and crevice treatment" means the application of small amounts

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

of a pesticide directly into a crack, crevice, expansion joint, between different elements of construction, between equipment and floors, or into an opening that leads into voids such as hollow walls, equipment legs and bases, conduits, motor housings, junction or switch boxes, where insects may be present.

"Department" means the Illinois Department of Public Health.

"FIFRA" means the Federal Insecticide, Fungicide and Rodenticide Act.

"File a renewal application" means the process of completing the renewal form and submitting it to the Department along with the applicable renewal fee as set forth in Section 9 of the Act and evidence either attached to the renewal form or on file with the Department which would indicate that the license, certification or registration renewal requirements of Sections 4(e) and 6 of the Act and Sections 830.180 and 830.200 of this Part have been met.

"Food area" means an area where food is handled, received, packaged, held, processed, prepared, or served.

"Insurance company authorized to transact business" means an insurance company which has been issued a Certificate of Authority by the Director of the Department of Insurance.

"Manner inconsistent with its labeling" means the use of a pesticide in a manner not permitted by the labeling, but does not include, unless USEPA or the pesticide manufacturer indicates to the contrary via written statements prior to the treatment that such use would not be advisable or if it is deleterious to man or his environment, the application of a pesticide which will eliminate or control a pest: at a dosage, concentration or frequency less than specified on the labeling; for a target pest not identified on the labeling as long as the application site is addressed and the labeling does not prohibit the use; or by a method of application not prohibited by the labeling. Termiticides, however, shall be applied in accordance with the product labeling, unless there are written statements from the manufacturer prior to treatment that indicates that another use is more appropriate.

"Method" means any action or procedure used to determine the presence or absence of a pest.

"Pest control course" means an educational program which addresses the basic theoretical or practical knowledge of pesticides and their application, approved by the Department pursuant to Subpart D of this Part, and is equivalent to six months experience for original certification.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

"Pest control specialist" means a person who has a degree from a recognized college or university in one or more fields related to structural pest control and/or pesticides or has a specialized area of interest pertaining to chemical manufacturing and/or research, chemistry, entomology, or environmental sanitation and engineering.

"Pest control training seminar" means a recertification training program which provides the technical and legal aspects of present structural pest control technology, approved by the Department pursuant to Subpart E of this Part.

"Purchasing group" means a purchaser of group insurance which group has registered with the Director of the Department of Insurance.

"Recognized college or university" means an educational institution which has been recognized or approved by the Board of Higher Education, or equivalent, in the State in which it is located; and/or an educational institution accredited by a regional accrediting association recognized by the Council on Post Secondary Accreditation. In either instance, the college or university must be authorized to confer a degree in the fields of Biological Sciences, Entomology, Zoology, or related fields.

"Risk retention group" means an insurance company incorporated and licensed in one of the states of the United States and registered with the Director of the Department of Insurance.

"Service container" means any non-food container utilized to temporarily hold, store or transport a pesticide concentrate or registered ready-to-use product other than the original labeled container provided by the manufacturer, the measuring device or the application device.

"Signal word" means a word or phrase found prominently displayed on the pesticide label which offers an indication of the toxicity and potential danger of a pesticide.

"Treatment period" means the period of time necessary for a room or area to remain closed to unauthorized individuals in order to allow an effective treatment and subsequent drying or settling of the pesticide in accordance with label directions or, in their absence, manufacturer's recommendations.

"USEPA" means the United States Environmental Protection Agency.

"Work Site" means and includes any location at which pesticides are handled, mixed, stored, or applied.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

(Source: Amended at 14 Ill. Reg. 12889, effective August 1, 1990)

SUBPART A: GENERAL

Section 830.20 Incorporated Materials

- a) The following laws, rules and codes are incorporated or referenced in this Part:

- 1) Illinois Pesticide Act of 1979 (8 Ill. Adm. Code 250), rules pertaining to Pesticide Control promulgated by the Illinois Department of Agriculture (Section 830.860);
- 2) Rules of Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100) promulgated by the Illinois Department of Public Health (Section 830.700);
- 3) Illinois Plumbing Code (77 Ill. Adm. Code 890) promulgated by the Illinois Department of Public Health (Section 830.800);
- 4) Illinois Pesticide Act (111 Rev. Stat. 1989 1987, ch. 5, par 801 et seq.) (Section 830.860), (Section 830.880), (Section 830.885);
- 5) Structural Pest Control Act (111. Rev. Stat. 1989 1987, ch. 111 1/2, par. 2201 et seq.) (Section 830.10);
- 6) The Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) (7 U.S.C. 136 et seq.) also referred to as the Federal Environmental Pesticide Control Act of 1972 (Section 830.860);
- 7) Illinois Endangered Species Protection Act (111. Rev. Stat., 1989, ch. 8, par. 331 et seq.) (Section 830.880);
- 8) Illinois List of Endangered and Threatened Fauna (17 Ill. Adm. Code 1010) promulgated by the Illinois Department of Conservation (Section 830.880);
- 9) Migratory Bird Treaty Act (16 U.S.C., 703 et seq.) (Section 830.890).

- b) All incorporations by reference refer to the materials on the date specified and do not include any additions or deletions subsequent to the date specified.

(Source: Amended at 14 Ill. Reg. 12889, effective August 1, 1990)

SUBPART H: BIRD CONTROL REQUIREMENTS

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

Section 830.880 Avicide Permit Requirements

- a) Other than 20,25 diazacholesteno], restricted uses of 4-aminopyridine, and restricted uses of 3-chloro-p-toluidine hydrochloride, the use of restricted or general use avicides for the control of any number of pigeons or starlings, or house sparrows in flocks over 500, or other pest birds in flocks of 75 or more, is prohibited, unless such avicide is applied by a commercial structural pest control licensee or by a non-commercial structural pest control location having an Avicide Permit (Form # IL 482-0722) obtained as described in this Subpart, except for such avicide use for pest bird control by a non-commercial structural pest control location engaged in the production, protection, care, storage, or transportation of agricultural commodities or already regulated by the Illinois Pesticide Act.

- b) Any other use of avicides not requiring a permit requires that the avicide user notify the Department within 5 business days of such use by submitting a Notification of Bird Control form, supplied by the Department, providing the information below:

- 1) User information including the user or company name, license number (if applicable), address, city, state, zip code, telephone number, the name of the supervising technician, the technician's certificate number (if applicable), and telephone number.
 - 2) Site information including the name of the site, name of a contact person located at the site, street address or lot number, city, state, zip code, county, or township, range, section; or directions to the site (i.e., subdivision lot number, highway number, secondary roads, signs to follow, etc.) of the bird control operation. Instead of a description of the location, a map of the bird control operation site may be attached to the Notice.
 - 3) Species and estimated number of birds.
 - 4) Brand name and EPA registration number of the avicide.
- Restricted avicides must be used, or their use supervised on-site, by a person certified in the sub-category of bird control.
- To request an Avicide Permit, a person shall apply on a form (Form IL # 482-0722), prepared and supplied by the Illinois Department of Public Health, at least fourteen (14) days before the proposed use of pesticides for the control of pest birds. The Avicide Permit Application Form (Form IL # 482-0722) shall contain the following

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

information:

1) Applicant information including the applicant or company name, license number if applicable, address, city, state, zip code, telephone number, the name of the supervising technician as required in Section 830.880(h)(2), the technician's certificate number (if applicable), and telephone number.

2) Site information including the name of the site, name of a contact person located at the site, street address or lot number, city, state, zip code, county; or township, range, section; or directions to the site (i.e., subdivision lot number, highway number, secondary roads, signs to follow, etc.) of the proposed bird control operation. Instead of a description of the location a map of the bird control operation site may be attached to the application.

3) Bird survey information including the target bird species and estimated population of each target species. Describe or attach a diagram of the observed feeding, watering, roosting, and loafing sites of the target species. Note if the target pest bird is within or outside of a structure and if the structure is enclosed or open. List observed non-target bird species that are associated with, or are using the same feeding, watering, roosting, or loafing areas as the target birds.

A) Describe what problem the birds are causing that requires control. List the brand name of the avicide, EPA registration number, chemical name and percent as listed under active ingredients on the label. Estimate the amount of the product that will be used as purchased from the manufacturer. Give the estimated beginning and ending dates of the program as well as the schedule or frequency of application of the avicide.

B) Explain what non-avicular methods are being used. List which non-avicular methods have been evaluated and not used and explain why they have not been used. Explain how, by whom and on what schedule the carcasses of killed birds will be retrieved from the control site and surrounding area.

e) A person shall obtain a separate Avicide Permit (Form IL # 482-0722) for each structure for which bird control is needed, except that multiple structures on the same or contiguous pieces of property require only one Avicide Permit.

f) In compliance with Section 11(b) of the Endangered Species Protection

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

Act (111. Rev. Stat. 1989, ch. 8, par. 341(b)), the Department shall submit a copy of the Avicide Permit application to the Illinois Department of Conservation for comment. The Department, in consultation with the Illinois Department of Conservation, may place time, space, volume, coverage, concentration, or other special restrictions on the Avicide Permit to reduce the risk to non-target and Illinois endangered or threatened species as listed in 17 Ill. Adm. Code 1010.

g) The Department shall assign an expiration date to the Avicide Permit or Notification of Bird Control Form, based on the time required to complete the control of pest birds, that will not exceed one year from the date of issuance. The applicant may request an earlier expiration date. The permit holder's use of avicides that required a permit or notification shall stop on the current expiration date of the permit unless a new Avicide Permit is issued by the Department or a new Notification of Bird Control Form is received within 5 days of the previous notification's expiration.

h) Upon receipt of a completed application, the Department shall issue the Avicide Permit to the applicant if:

1) The Avicide Permit applicant is currently a licensed commercial structural pest control business or is a non-commercial structural pest control location, as defined in Section 3.13 of the Act, proposing to use avicides at such locations, and;

2) The Avicide Permit applicant employs at least:

A) One person certified in the sub-category of Bird Control who shall supervise at the work site the use of any restricted, non-restricted, or general-use avicide, or

B) One person who has successfully completed a Bird Control training seminar as described in Section 830.900 of this Part who shall supervise at the work site only the use of non-restricted or general-use avicides, and

3) The proposed bird control program does not pose undue risks to health, property, or non-target wildlife, such risks determined by the health benefits, the behaviors of the likely non-target predator and its prey, the proposed amount of pesticide, the intrinsic toxicity of the pesticide, the risk of exposure to the pesticide, and other relevant health and environmental factors as each case requires.

i) The Department shall send a copy of the Avicide Permit to the Illinois Department of Conservation when it is issued to the

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

applicant.

- j) A new permit must be applied for if: 1) the target flock moves to a location other than as described on the permit or increases in number by 50% or more; 2) the amount of avicide needed exceeds the estimate on the permit by 20% or more or; 3) any other changes from the original permit occur, other than a decrease in the number of the target flock or a decrease in the amount of avicide used.

(Source: Added at 14 Ill. Reg. 1.2889, effective August 1, 1990)

Section 830.885 Denial or Revocation of Avicide Permits

- a) The Department may deny or revoke an Avicide Permit or Avicide Permit application:

- 1) For failure to meet any of the requirements for granting the permit as specified in subsection 830.880(h) of this Part, or
- 2) For failure to conduct the bird control program in accordance with the information furnished on the Avicide Permit application (Form IL # 482-0722) as described in Section 830.880 of this Part, or
- 3) For knowingly providing false or inaccurate information on the Avicide Permit application, or
- 4) For failure to abide by any special restrictions placed on the Avicide Permit under Section 830.880(f) of this Part, or
- 5) For failure to consider suitable, effective non-avicular bird control measures such as devices or procedures including, but not limited to, netting, chemical or mechanical perch repellents, shooting, trapping or electrocution, or
- 6) For failure to select and use avicides according to label directions, or
- 7) For failure to ensure the effective collection of dead or dying birds, or
- 8) For failure to monitor and record target and non-target birds and animals killed as required in Section 830.890 of this Part, or
- 9) For failure to submit a Target and Non-Target Bird Census Form (IL # 482-0723) at 90 day intervals as required by Section 830.890 of this Part, or

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

- 10) For failure to abide by other conditions of the Act or this Section that apply to the structural pest control operations being conducted, or
- 11) At the recommendation of the Interagency Committee on Pesticides acting under Section 19 of the Illinois Pesticide Act (Ill. Rev. Stat. 1989, ch. 5, par. 819, as amended), or
- 12) After any illness or death of any hawk or owl (Order Falconiformes or Strigiformes), or any animal listed as endangered or threatened in 17 Ill. Adm. Code 1010 as a result of permitted structural pest control for pest birds as determined by autopsy and toxicological analysis arranged for by the Department according to Section 830.890(c) or other reasonable evidence.

- b) Before revoking an Avicide Permit, or denying a permit when a completed application has been received, the Department shall notify the permit holder or applicant in writing and provide such person with an opportunity for an administrative hearing as described in Section 15 of the Act.

(Source: Added at 14 Ill. Reg. 1.2889, effective August 1, 1990)

Section 830.890 Bird Control Monitoring and Reporting Requirements

- a) The Avicide Permit holder shall retrieve, identify, accurately estimate the number of, and dispose of according to label directions visible target pest birds killed as a result of the structural pest control activities of the Avicide Permit holder, unless the Department has directed the permit holder in writing to hold them for examination by the Department.
- b) In compliance with the Migratory Bird Treaty Act, the Avicide Permit holder shall immediately notify the Department of, or turn over to the Department, all raptors (Order Falconiformes or Strigiformes) that are found dead, or appear ill, within 20 miles of the control site for the time that the permit is in effect plus two weeks. The Department shall be notified by the permit holder of all other known deaths of non-target birds and animals during the permit period within 1 mile of the control site in order to be in compliance with Section 830.870 and 830.890(d) of this Part.
- c) When possible, the Department will determine if a killed raptor from the area of a bird control operation died as a result of the bird control operation by arranging for autopsy and toxicological analysis by a State or Federal laboratory. The Department shall send these test results to the Avicide Permit holder, the Illinois Department of

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

Conservation, and the U.S. Fish and Wildlife Service.

- d) Within 90 days of the date the Avicide Permit is issued and every 90 days thereafter until the expiration of the Avicide Permit, the Avicide Permit holder shall submit a completed Target and Non-Target Bird Census form (Form IL # 482-0723) to the Department that lists the location, species, number, and dates that birds or animals that were collected or found in accordance with subsection (a) and subsection (b) above.

(Source: Added at 14 Ill. Reg. 12889, effective August 1, 1990)

Section 830.900 Bird Control Training Requirements

- a) In order to successfully complete a Bird Control Training Seminar, the participant must correctly answer at least 70% of the questions on a test administered by the Department at a Bird Control Training Seminar. The test may be retaken without attending the Bird Control Training Seminar only by previous Bird Control Training Seminar participants by appointment with the Department.
- b) A Bird Control Training Seminar shall meet all the requirements of Section 830.600 of this Part, except that only a one week advance notice to the Department is required for seminar approval or Department participation in Bird Control Training Seminars conducted before May 1, 1990. Beginning on May 1, 1990, all the advance notice requirements in Section 830.600 must be met.

- c) A Bird Control Training Seminar shall meet all the requirements of Section 830.620 and Section 830.650 of this Part.

- d) A Bird Control Training Seminar shall meet all the requirements of Section 830.630 of this Part, except that

1) At a minimum, the Bird Control Training Seminar shall cover the relationship to bird control of the subjects described in Section 830.530 (c), Section 830.530 (d), Section 830.530 (h), and Section 830.530(k) of this Part, and

2) The Bird Control Training Seminar shall last a minimum of 4 classroom contact hours with an additional one (1) hour set aside for a Department administered test as required in subsection (a) above.

- e) The Sponsor of a Bird Control Seminar shall comply with all the provisions of Section 830.640 of this Part.

(Source: Added at 14 Ill. Reg. 12889, effective August 1, 1990)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

1) The Heading of the Part: DRUG MANUAL

2) Code Citation: 89 Ill. Adm. Code 141

3) Section Numbers: Emergency Action:

141.200 Amendment
141.400 Amendment
141.960 Amendment
141.1240 Amendment
141.1320 Amendment
141.2400 Amendment
141.2840 Amendment
141.2920 Amendment
141.3000 Amendment
141.3320 Amendment
141.3680 Amendment
141.4040 Amendment
141.4360 Amendment
141.4520 Amendment
141.4600 Amendment

4) Statutory Authority: Sections 5-5.16 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-5.16 and 12-13) and Section 5.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1989, Ch. 127, Par. 1005.02)

5) Effective Date of Emergency Amendments: August 1, 1990

6) If these Emergency Amendments is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable

7) Date Filed in Agency's Principal Office: August 1, 1990

8) Reason for Emergency: The reasons for the emergency is pursuant to Section 5-5.16 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Par. 5-5.16) and 5.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1989, Ch. 127, Par. 1005.02) this rulemaking adds and deletes certain drugs from the Department's Drug Manual.

9) A Complete Description of the Subjects and Issues Involved: With this rulemaking the Department makes several additions and deletions to various therapeutic categories of the Drug Manual.

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

10) Are there any Proposed Amendments pending to this Part? Yes

There is still an emergency in effect on Sections 141.4040 and 141.4360 which is not affected by this set of emergency amendments. The emergency amendments appear at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days. The copies filed in the Administrative Code Division reflect both emergency rules.

Section Numbers	Proposed Action	Illinois Register Citation
141.100	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.480	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.640	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.720	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.800	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.1080	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.1200	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.1640	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.1880	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.2960	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.3200	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.3520	Amendment	July 27, 1990 (14 Ill. Reg. 12202)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section Numbers Proposed Action Illinois Register Citation

141.3560	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.3920	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.3960	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.4040	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.4360	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.4440	Amendment	July 27, 1990 (14 Ill. Reg. 12202)
141.4640	Amendment	July 27, 1990 (14 Ill. Reg. 12202)

11) Statement of Statewide Policy Objectives: This rulemaking has no effect on local government units.

12) Information and questions regarding these Emergency Amendments shall be directed to:

Name: Anita Williams, Staff Attorney
Office of the General Counsel

Address: Illinois Department of Public Aid
Jesse B. Harris Building II
100 South Grand Avenue East, 3rd Floor
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Emergency Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER d: MEDICAL PROGRAMS

PART 141
DRUG MANUAL

Section	
141.10	DRUG MANUAL
141.100	AGENCY NOTES
141.200	ANALGESICS/NARCOTIC ANTAGONISTS: ANTIRHEUMATIC
EMERGENCY	
141.240	ANALGESICS/NARCOTIC ANTAGONISTS: GOUT
141.280	ANALGESICS/NARCOTIC ANTAGONISTS: MIGRAINE
141.320	ANALGESICS/NARCOTIC ANTAGONISTS: NARCOTIC ANTAGONISTS
141.360	ANALGESICS/NARCOTIC ANTAGONISTS: NARCOTIC ANTAGONISTS
141.400	ANALGESICS/NARCOTIC ANTAGONISTS: NARCOTIC ANTAGONISTS
EMERGENCY	
141.440	ANTI-ALCOHOL
141.480	ANTICONSULSANTS
141.520	ANTIDOTES
141.560	ANTIHYPERTENSIVES
141.600	ANTIMICROBIAL: AMINOGLYCOSIDES
141.640	ANTIMICROBIAL: ANTIFUNGALS
141.680	ANTIMICROBIAL: ANTITUBERCULARS
141.720	ANTIMICROBIAL: CEPHALOSPORINS
141.760	ANTIMICROBIAL: ERYTHROMYCINS
141.800	ANTIMICROBIAL: MISCELLANEOUS
141.840	ANTIMICROBIAL: NITROFURANTOINS
141.880	ANTIMICROBIAL: PENICILLINS
141.920	ANTIMICROBIAL: SULFONAMIDES
141.960	ANTIMICROBIAL: TETRACYCLINES
EMERGENCY	
141.1000	ANTIMICROBIAL: VACCINES
141.1040	BLOOD: ANTIANEMIA
141.1080	BLOOD: ANTICOAGULANT
141.1120	BLOOD: HEMOSTATIC
141.1125	BLOOD: MISCELLANEOUS
141.1160	CALCIUM
141.1200	CARDIOVASCULAR: ANTIANGINAL
141.1240	CARDIOVASCULAR: ANTIARRHYTHMIC
EMERGENCY	
141.1280	CARDIOVASCULAR: ANTIHYPERLIPIDEMICS
141.1320	CARDIOVASCULAR: BETA BLOCKERS
EMERGENCY	
141.1360	CARDIOVASCULAR: DIGITALIS GLYCOSIDES
141.1400	CARDIOVASCULAR: HYPOTENSION/SHOCK
141.1440	CARDIOVASCULAR: VASODILATOR (Repealed)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section	
141.1480	CONTRACEPTIVE: NONORAL
141.1500	DIAPER RASH PRODUCTS
141.1520	DIURETICS
141.1320	CARDIOVASCULAR: BETA BLOCKERS
141.1360	CARDIOVASCULAR: DIGITALIS GLYCOSIDES
141.1400	CARDIOVASCULAR: HYPOTENSION/SHOCK
141.1440	CARDIOVASCULAR: VASODILATOR (Repealed)
141.1480	CONTRACEPTIVE: NONORAL
141.1500	DIAPER RASH PRODUCTS
141.1520	DIURETICS
141.1560	DOPAMINE RECEPTOR AGONISTS
141.1600	ENZYMES
141.1640	EYE/EAR/NOSE/THROAT: ANTIBIOTICS
141.1680	EYE/EAR/NOSE/THROAT: ANTI-INFLAMMATORY
141.1720	EYE/EAR/NOSE/THROAT: ANTIVIRALS
141.1760	EYE/EAR/NOSE/THROAT: ANTIBIOTIC/ANTI-INFLAMMATORY
141.1800	EYE/EAR/NOSE/THROAT: LOCAL ANESTHETICS
141.1840	EYE/EAR/NOSE/THROAT: LUBRICANTS
141.1880	EYE/EAR/NOSE/THROAT: MIOTICS/GLAUCOMA
141.1920	EYE/EAR/NOSE/THROAT: MISCELLANEOUS
141.1960	EYE/EAR/NOSE/THROAT: MISCELLANEOUS ANTI-INFECTIVES
141.2000	EYE/EAR/NOSE/THROAT: MYDRIATICS
141.2040	EYE/EAR/NOSE/THROAT: SULFONAMIDES
141.2080	EYE/EAR/NOSE/THROAT: SULFONAMIDE/ANTI-INFLAMMATORY
141.2120	EYE/EAR/NOSE/THROAT: TOPICAL DECONGESTANTS
141.2160	GASTROINTESTINAL: ANTACID/ADSORBENTS
141.2200	GASTROINTESTINAL: ANTIDIARRHEA
141.2240	GASTROINTESTINAL: ANTISPASMODICS
141.2280	GASTROINTESTINAL: DIGESTANTS
141.2320	GASTROINTESTINAL: EMETICS/ANTIEMETICS
141.2360	GASTROINTESTINAL: LAXATIVES
141.2400	GASTROINTESTINAL: MISCELLANEOUS
EMERGENCY	
141.2440	GLUCOSE ELEVATORS
141.2480	HOMEOSTATIC/NUTRITIONAL: ACIDIFIERS
141.2520	HOMEOSTATIC/NUTRITIONAL: ALKALINIZERS
141.2560	HOMEOSTATIC/NUTRITIONAL: AMMONIA DETOXICANTS
141.2600	HOMEOSTATIC/NUTRITIONAL: INSULIN
141.2640	HOMEOSTATIC/NUTRITIONAL: IV FLUIDS
141.2680	HOMEOSTATIC/NUTRITIONAL: ORAL HYPOLYCEINICS
141.2720	HOMEOSTATIC/NUTRITIONAL: VITAMINS
141.2760	HORMONES/AGENTS AFFECTING MECHANISMS: ADRENAL
	CORTICAL STEROIDS
141.2800	HORMONES/AGENTS AFFECTING MECHANISMS: ANABOLIC
	HORMONES
141.2840	HORMONES/AGENTS AFFECTING MECHANISMS: ANDROGENS
EMERGENCY	

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section	
141.2880	HORMONES/AGENTS AFFECTING MECHANISMS: ANTITHYROID
141.2920	HORMONES/AGENTS AFFECTING MECHANISMS:
EMERGENCY	ESTROGENS/PROGESTINS
141.2960	HORMONES/AGENTS AFFECTING MECHANISMS: ORAL
	CONTRACEPTIVES
141.3000	HORMONES/AGENTS AFFECTING MECHANISMS: OXYTOCICS
EMERGENCY	
141.3040	HORMONES/AGENTS AFFECTING MECHANISMS: PARATHYROID
141.3080	HORMONES/AGENTS AFFECTING MECHANISMS: PITUITARY
141.3120	HORMONES/AGENTS AFFECTING MECHANISMS: THYROID
141.3160	HYDROCHOLERETICS
141.3200	IMMUNOSUPPRESSIVES
141.3240	IRRIGATION SOLUTIONS
141.3280	MEDICAL SUPPLIES
141.3320	MISCELLANEOUS
EMERGENCY	
141.3360	NEUROMUSCULAR DISORDERS: MYASTHENIA GRAVIS
141.3400	ONCOLYTIC/ANTINEOPLASTIC: ALKYLATING
141.3440	ONCOLYTIC/ANTINEOPLASTIC: ANTIBIOTICS
141.3480	ONCOLYTIC/ANTINEOPLASTIC: ANTIMETABOLITES
141.3520	ONCOLYTIC/ANTINEOPLASTIC: HORMONES
141.3560	ONCOLYTIC/ANTINEOPLASTIC: MISCELLANEOUS
141.3600	OSTEOMY SUPPLIES
141.3640	PARASITICIDAL: ANTHELMINTICS
141.3680	PARASITICIDAL: ANTIPROTOZOALS
EMERGENCY	
141.3720	POTASSIUM
141.3760	PSYCHOTHERAPEUTIC: ANTIANXIETY
141.3800	PSYCHOTHERAPEUTIC: ANTIDEPRESSANTS
141.3840	PSYCHOTHERAPEUTIC: ANTIMANIC
141.3880	PSYCHOTHERAPEUTIC: ANTIPARKINSON
141.3920	PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC
141.3960	PSYCHOTHERAPEUTIC: MISCELLANEOUS
141.4000	PSYCHOTHERAPEUTIC: SEDATIVE/HYPNOTIC
141.4040	RESPIRATORY/ALLERGIC: ANTI-ASTHMATIC
EMERGENCY	
141.4080	RESPIRATORY/ALLERGIC: ANTIHISTAMINE
141.4120	RESPIRATORY STIMULANTS
141.4160	SKELETAL MUSCLE RELAXANTS
141.4200	SKIN/MUCOUS MEMBRANE: ANTIBIOTICS
141.4230	SKIN/MUCOUS MEMBRANE: ANTIFUNGAL/ANTI-INFLAMMATORY
141.4240	SKIN/MUCOUS MEMBRANE: ANTI-INFLAMMATORIES
141.4280	SKIN/MUCOUS MEMBRANE: ANTI-PRURITICS/ANESTHETICS
141.4320	SKIN/MUCOUS MEMBRANE: ASTRINGENTS
141.4360	SKIN/MUCOUS MEMBRANE: DERMAL ULCERS
EMERGENCY	
141.4440	SKIN/MUCOUS MEMBRANE: FUNGICIDES

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section	
141.4480	SKIN/MUCOUS MEMBRANE: KERATOCYTIC
141.4520	SKIN/MUCOUS MEMBRANE: LOCAL ANTI-INFECTIVES
EMERGENCY	
141.4560	SKIN/MUCOUS MEMBRANE: MISCELLANEOUS
141.4600	SKIN/MUCOUS MEMBRANE: SCABICIDES/PEDICULOCIDES
EMERGENCY	
141.4640	TESTING SUPPLIES
141.4680	UNCLASSIFIED
141.4720	URINARY ANTISPASMODICS
141.4760	VAGINAL: ANTI-INFECTIVES
141.4800	VAGINAL: MISCELLANEOUS

AUTHORITY: Implementing and authorized by Sections 5-5 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987-1989, Ch. 23, pars. 5-5 and 12-13).

SOURCE: Emergency amendment at 5 Ill. Reg. 13555, effective December 1, 1981, for a maximum of 150 days; amended at 6 Ill. Reg. 9991, effective August 1, 1982; emergency amendment at 6 Ill. Reg. 10042, effective August 1, 1982, for a maximum of 150 days; emergency amendment at 7 Ill. Reg. 1178, effective February 1, 1983, for a maximum of 150 days; amended and codified as 89 Ill. Adm. Code 140.72 at 7 Ill. Reg. 17358, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13779, effective July 24, 1984; recodified from 89 Ill. Adm. Code 140.72 and 89 Ill. Adm. Code 140.73 at 8 Ill. Reg. 16354; amended at 9 Ill. Reg. 3335, effective March 1, 1985; Amended at 9 Ill. Reg. 19018, effective December 1, 1985; emergency amendment at 10 Ill. Reg. 8153, effective May 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 17681, effective September 28, 1986; emergency amendment at 10 Ill. Reg. 20828, effective December 1, 1986, for a maximum of 150 days; recodified from 89 Ill. Adm. Code 140.71 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 5235, effective March 12, 1987; emergency amendment at 11 Ill. Reg. 5330, effective March 13, 1987 for a maximum of 150 days; amended at 11 Ill. Reg. 11113, effective June 10, 1987; emergency amendment at 11 Ill. Reg. 11361, effective June 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 16726, effective September 30, 1987; emergency amendment of 11 Ill. Reg. 20236, effective December 1, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 7358, effective April 12, 1988; emergency amendment at 12 Ill. Reg. 10197, effective June 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 14219, effective August 30, 1988; emergency amendment at 12 Ill. Reg. 15667, effective September 15, 1988, for a maximum of 150 days;

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

emergency amendment at 12 Ill. Reg. 20851, effective December 2, 1988, for a maximum of 150 days; amended at 13 Ill. Reg. 516, effective December 28, 1988; amended at 13 Ill. Reg. 3850, effective March 17, 1989; emergency amendment at 13 Ill. Reg. 8036, effective May 15, 1989, for a maximum of 150 days; emergency amendment at 13 Ill. Reg. 10700, effective June 15, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 15672, effective September 22, 1989; amended at 13 Ill. Reg. 16982, effective October 20, 1989; emergency amendment at 14 Ill. Reg. 2657, effective February 2, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 3595, effective February 27, 1990; amended at 14 Ill. Reg. 6339, effective April 16, 1990; amended at 14 Ill. Reg. 9464, effective May 31, 1990; emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 12910, effective August 1, 1990, for a maximum of 150 days.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

AGENCY NOTE: The text of Sections 141.4040 and 141.4360 which appear below do not include emergency amendments adopted at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days. The copies filed with the Administrative Code Division reflect both emergency rules.

SECTION 141.200 ANALGESICS/NARCOTIC ANTAGONISTS:
EMERGENCY ANTIRHEUMATIC

Item Number	Drug Name and Strength
** 50002091	DICLOFENAC SODIUM TABLET 25MG
** 50002093	DICLOFENAC SODIUM TABLET 50MG
** 50002095	DICLOFENAC SODIUM TABLET 75MG
** 50006495	DIFLUNISAL TABLET 250MG
** 50006496	DIFLUNISAL TABLET 500MG
** 50001730	FENOPROFEN CAPSULE 200MG
** 50001731	FENOPROFEN CAPSULE 300MG
** 50001732	FENOPROFEN TABLET 600MG
** 50004800	FLURBIPROFEN TABLET 50MG
** 50004802	FLURBIPROFEN TABLET 100MG
** 50002557	IBUPROFEN SUSPENSION 100MG/5ML 120ML
** 50002559	IBUPROFEN SUSPENSION 100MG/5ML 480ML
** 50000590	IBUPROFEN TABLET 300MG
** 50000592	IBUPROFEN TABLET 400MG
** 50000594	IBUPROFEN TABLET 600MG
** 50000597	IBUPROFEN TABLET 800MG
** 50000610	INDOMETHACIN CAPSULE 25MG

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.200 ANALGESICS/NARCOTIC ANTAGONISTS:
EMERGENCY ANTIRHEUMATIC (Cont'd)

Item Number	Drug Name and Strength
** 50000612	INDOMETHACIN CAPSULE 50MG
** 50001733	INDOMETHACIN CAPSULE 75MG SUSTAINED RELEASE
** 50001711	INDOMETHACIN INJECTION 3MG VIAL
** 50000608	INDOMETHACIN SUPPOSITORY 50MG
** 50000617	INDOMETHACIN SUSPENSION 25MG/5ML
** 50004963	KETOPROFEN CAPSULE 25MG
** 50004967	KETOPROFEN CAPSULE 50MG
** 50004969	KETOPROFEN CAPSULE 75MG
** 50004971	KETOPROFEN TABLET 75MG
** 50001734	MECLOFENAMATE SODIUM CAPSULE 50MG
** 50001735	MECLOFENAMATE SODIUM CAPSULE 100MG
** 50001736	MEFENAMIC ACID CAPSULE 250MG
** 50005696	METHOTREXATE TABLET 2.5MG DOSEPACK
00067763	MYOCHRYSLINE INJECTION 10MG/ML 1ML AMP
00067764	MYOCHRYSLINE INJECTION 25MG/ML 1ML AMP
00068762	MYOCHRYSLINE INJECTION 50MG/ML 1ML AMP
00067762	MYOCHRYSLINE INJECTION 50MG/ML 10ML VIAL
** 50001740	NAPROXEN SODIUM TABLET 275MG
** 50001747	NAPROXEN SODIUM TABLET 550MG
** 50001737	NAPROXEN TABLET 250MG
** 50001738	NAPROXEN TABLET 375MG
** 50001739	NAPROXEN TABLET 500MG
** 60008050	NONSTEROIDAL ANTI-INFLAMMATORY-ORAL-NOT OTHERWISE LISTED-IF LAW REQUIRES RX
00315816	PABALATE TABLET 100's
** 50001741	PIROXICAM CAPSULE 10MG
** 50001742	PIROXICAM CAPSULE 20MG
** 00074879	RIDAURO CAPSULE 3MG
** 00850460	SOLGANOL INJECTION IN OIL 50MG/ML 10ML VIAL
** 50001743	SULINDAC TABLET 150MG
** 50001744	SULINDAC TABLET 200MG
** 50001746	TOLMETIN SODIUM CAPSULE 400MG
** 50001745	TOLMETIN SODIUM TABLET 200MG
** 50001748	TOLMETIN SODIUM TABLET 600MG
** 00324443	TORADOL INJECTION 15MG/ML 1ML SYRINGE
** 00332434	TORADOL INJECTION 30MG/ML 1ML SYRINGE
** 00332444	TORADOL INJECTION 30MG/ML 2ML SYRINGE

(Source: Emergency amendment at 14 Ill. Reg. 12910, effective August 1, 1990, for a maximum of 150 days)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.400
EMERGENCYANALGESICS/NARCOTIC ANTAGONISTS: OPIATE
AGONISTS

Item Number	Drug Name and Strength
50006005	ACETAMINOPHEN 120MG/5ML; CODEINE PHOSPHATE 12MG/5ML ELIX/SUSP
50006001	ACETAMINOPHEN 325MG; CODEINE PHOSPHATE 7.5MG CAP/TAB
50006002	ACETAMINOPHEN 325MG; CODEINE PHOSPHATE 15.0MG CAP/TAB
50006003	ACETAMINOPHEN 325MG; CODEINE PHOSPHATE 30.0MG CAP/TAB
50006004	ACETAMINOPHEN 325MG; CODEINE PHOSPHATE 60.0MG CAP/TAB
50005002	ASPIRIN 325MG; CODEINE PHOSPHATE 15MG CAP/TAB
50005003	ASPIRIN 325MG; CODEINE PHOSPHATE 30MG CAP/TAB
50005004	ASPIRIN 325MG; CODEINE PHOSPHATE 60MG CAP/TAB
50000046	ASPIRIN 325MG; OXYCODONE HCL 2.25MG; OXYCODONE TEREPHTHALATE 0.19 MG TAB
50000048	ASPIRIN 325MG; OXYCODONE HCL 4.5 MG; OXYCODONE TEREPHTHALATE 0.38MG TAB
50001376	CODEINE PHOSPHATE/SULFATE TAB/HT 15MG
50001384	CODEINE PHOSPHATE/SULFATE TAB/HT 30MG
50001392	CODEINE PHOSPHATE/SULFATE TAB/HT 60MG
50003058	HYDROMORPHONE TABLET 1MG
50003060	HYDROMORPHONE TABLET 2MG
50003062	HYDROMORPHONE TABLET 3MG
50003064	HYDROMORPHONE TABLET 4MG
00041910	LEVO-DROMORAN INJECTION 2MG/ML 1ML AMP
00041911	LEVO-DROMORAN INJECTION 2MG/ML-10ML VIAL
00040044	LEVO-DROMORAN TABLET 2MG
50003493	MEPERIDINE HCL INJECTION 25MG AMP
50003492	MEPERIDINE HCL INJECTION 25MG SYRINGE
50003494	MEPERIDINE HCL INJECTION 50MG AMP
50003495	MEPERIDINE HCL INJECTION 50MG SYRINGE
50003499	MEPERIDINE HCL INJECTION 50MG/ML 30ML VIAL
50003496	MEPERIDINE HCL INJECTION 75MG AMP
50003500	MEPERIDINE HCL INJECTION 75MG SYRINGE
50004850	MEPERIDINE HCL INJECTION-100MG AMP (1ML)
50003497	MEPERIDINE HCL INJECTION-100MG AMP (2ML)
50004851	MEPERIDINE HCL INJECTION-100MG SYRINGE
50004852	MEPERIDINE HCL INJECTION-100MG/ML 20ML VIAL
50003061	METHADONE HCL INJECTION 10MG/ML 1ML
50003063	METHADONE HCL INJECTION 10MG/ML 20ML
50003065	METHADONE HCL ORAL SOLUTION 5MG/5ML
50003075	METHADONE HCL ORAL SOLUTION 10MG/ML 30ML
50003067	METHADONE HCL ORAL SOLUTION 10MG/5ML

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.400
EMERGENCYANALGESICS/NARCOTIC ANTAGONISTS: OPIATE
AGONISTS (Cont'd)

Item Number	Drug Name and Strength
50003069	METHADONE HCL TABLET 5MG
50003071	METHADONE HCL TABLET 10MG
50003881	MORPHINE SULFATE TABLET 15MG CONTROLLED RELEASE
50003899	MORPHINE SULFATE CONTROLLED RELEASE TABLET 30MG
50003889	MORPHINE SULFATE CONTROLLED RELEASE TABLET 60MG
50003887	MORPHINE SULFATE TABLET 100MG CONTROLLED RELEASE
50003354	MORPHINE SULFATE INJECTION 2MG/ML 1 ML SYRINGE
50003352	MORPHINE SULFATE INJECTION 4MG/ML 1 ML SYRINGE
50003523	MORPHINE SULFATE INJECTION 8MG/ML 1 ML AMP
50004858	MORPHINE SULFATE INJECTION 8MG/ML 1 ML SYRINGE
50003524	MORPHINE SULFATE INJECTION 10MG/ML 1 ML AMP
50004859	MORPHINE SULFATE INJECTION 10MG/ML 1 ML SYRINGE
50003525	MORPHINE SULFATE INJECTION 15MG/ML 1 ML AMP
50004860	MORPHINE SULFATE INJECTION 15MG/ML 1 ML SYRINGE
50004861	MORPHINE SULFATE INJECTION 15MG/ML 20ML
50007016	MORPHINE SULFATE ORAL SOLUTION 10MG/5ML 120ML
50002006	MORPHINE SULFATE ORAL SOLUTION 10MG/5ML 500ML
50005590	MORPHINE SULFATE ORAL SOLUTION 20MG/ML 30ML
50005592	MORPHINE SULFATE ORAL SOLUTION 20MG/ML 120ML
50002016	MORPHINE SULFATE ORAL SOLUTION 20MG/5ML
50007018	MORPHINE SULFATE ORAL SOLUTION 20MG/5ML 120ML
50002717	MORPHINE SULFATE ORAL SOLUTION 100MG/5ML
50003875	MORPHINE SULFATE TABLET 10MG
50003883	MORPHINE SULFATE TABLET 15MG
50003885	MORPHINE SULFATE TABLET 30MG
50002071	OXYCODONE HCL ORAL SOLUTION 5MG/5ML
50002073	OXYCODONE HCL TABLET 5MG
50004316	PAREGORIC LIQUID

(Source: Emergency amendment at 14 Ill. Reg. 12910,
effective August 1, 1990, for a maximum of 150 days)

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.960 ANTIMICROBIAL: TETRACYCLINES

EMERGENCY

Item Number	Drug Name and Strength
** 50001380	DEMECLOCYCLINE HCL CAPSULE 150MG
** 50001381	DEMECLOCYCLINE HCL TABLET 150MG
** 50001382	DEMECLOCYCLINE HCL TABLET 300MG
** 50006437	DOXYCYCLINE CALCIUM SYRUP 50MG/5ML
** 50006435	DOXYCYCLINE HYCLATE CAPSULE 50MG
** 50006100	DOXYCYCLINE HYCLATE CAPSULE 100MG
** 50002312	DOXYCYCLINE HYCLATE PELLETTED CAPSULE 100MG
** 50001386	DOXYCYCLINE HYCLATE TABLET 100MG
** 50000100	DOXYCYCLINE IV INJECTION 100MG VIAL
** 50003400	DOXYCYCLINE IV INJECTION 200MG VIAL
** 50006436	DOXYCYCLINE MONOHYDRATE ORAL SUSPENSION 25MG/5ML 60ML
** 50001388	METHACYCLINE HCL CAPSULE 150MG
** 50001389	METHACYCLINE HCL CAPSULE 300MG
** 50001250	MINOCYCLINE CAPSULE 50MG
** 50001300	MINOCYCLINE CAPSULE 100MG
** 50004857	MINOCYCLINE HCL INJECTION FOR IV 100MG VIAL
** 50006634	MINOCYCLINE HCL PELLETTED CAP 50MG
** 50006636	MINOCYCLINE HCL PELLETTED CAP 100MG
** 50001305	MINOCYCLINE ORAL SUSPENSION 50MG/5ML
** 50001394	MINOCYCLINE TABLET 50MG
** 50001395	MINOCYCLINE TABLET 100MG
** 50005711	OXYTETRACYCLINE HCL CAPSULE 250MG
** 50001401	OXYTETRACYCLINE HCL INJECTION 250MG VIAL IV
** 50001402	OXYTETRACYCLINE HCL INJECTION 500MG VIAL IV
** 50001406	OXYTETRACYCLINE INJECTION 125MG/ML IM 2ML AMP
** 50001407	OXYTETRACYCLINE INJECTION 125MG/ML IM 2ML SYRINGE
** 50001403	OXYTETRACYCLINE INJECTION 50MG/ML IM 2ML AMP
** 50001404	OXYTETRACYCLINE INJECTION 50MG/ML IM 2ML SYRINGE
** 50001405	OXYTETRACYCLINE INJECTION 50MG/ML IM 10ML VIAL
** 50005617	TETRACYCLINE IM INJECTION 100MG VIAL
** 50005618	TETRACYCLINE IM INJECTION 250MG VIAL
** 50005620	TETRACYCLINE IV INJECTION 250MG VIAL
** 50005621	TETRACYCLINE IV INJECTION 500MG VIAL
** 50005819	TETRACYCLINE PEDIATRIC DROP 100MG/ML 10ML
** 50005800	TETRACYCLINE SYR/SUSP 125MG/5ML
** 50005789	TETRACYCLINE TAB/CAP 250MG
** 50005790	TETRACYCLINE TAB/CAP 500MG
** 60008016	TETRACYCLINE-INJECTION-NOT OTHERWISE LISTED-IF LAW REQUIRES RX

SECTION 141.960 ANTIMICROBIAL: TETRACYCLINES (Cont'd)

EMERGENCY

Item Number	Drug Name and Strength
** 60008015	TETRACYCLINE-ORAL-NOT OTHERWISE LISTED-IF LAW REQUIRES RX
(Source: Emergency amendment at 14 Ill. Reg. 12910, effective August 1, 1990, for a maximum of 150 days)	
SECTION 141.1240 CARDIOVASCULAR: ANTIARRHYTHMIC	
EMERGENCY	
** 00345470	CARDIOQUIN TABLET 275MG
** 50003901	DISOPYRAMIDE PHOSPHATE CAPSULE 100MG
** 50003903	DISOPYRAMIDE PHOSPHATE CAPSULE 150MG
** 50003905	DISOPYRAMIDE PHOSPHATE CONTROLLED RELEASE CAPSULE 100MG
** 50003907	DISOPYRAMIDE PHOSPHATE CONTROLLED RELEASE CAPSULE 150MG
** 00870732	ENKAIB-CAPSULE-25MG
** 00870734	ENKAIB-CAPSULE-35MG
** 00870735	ENKAIB-CAPSULE-50MG
** 05970066	MEXITIL CAPSULE 150MG
** 05970067	MEXITIL CAPSULE 200MG
** 05970068	MEXITIL CAPSULE 250MG
G 50004048	PROCAINAMIDE HCL INJ 100MG/ML 10ML VIAL
G 50004050	PROCAINAMIDE HCL INJ 500MG/ML 2ML VIAL
** 50004043	PROCAINAMIDE HCL SR TABLET 250MG
** 50004047	PROCAINAMIDE HCL SR TABLET 500MG
** 50004049	PROCAINAMIDE HCL SR TABLET 750MG
** 50004051	PROCAINAMIDE HCL SR TABLET 1000MG
** 50004042	PROCAINAMIDE HCL TAB/CAP 250MG
** 50004044	PROCAINAMIDE HCL TAB/CAP 375MG
** 50004046	PROCAINAMIDE HCL TAB/CAP 500MG
** 50004066	QUINIDINE GLUCONATE TAB/CAP 324/330MG TD
** 50000985	QUINIDINE SULFATE TABLET CR 300MG
** 50005141	QUINIDINE SULFATE TABLET 100MG
** 50005142	QUINIDINE SULFATE TABLET 200MG
** 50005143	QUINIDINE SULFATE TABLET 300MG
** 00890305	TAMBOCOR-TABLET-50MG
** 00890307	TAMBOCOR-TABLET-100MG
** 00890314	TAMBOCOR TABLET 150MG
** 00060707	TONOCARD TABLET 400MG

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.1240 CARDIOVASCULAR: ANTIARRHYTHMIC (Cont'd)
EMERGENCY

Item Number	Drug Name and Strength
-------------	------------------------

** 00060709	TONOCARD TABLET 600MG
-------------	-----------------------

(Source: Emergency amendment at 14 Ill. Reg. 12910, effective August 1, 1990, for a maximum of 150 days)

SECTION 141.1320 CARDIOVASCULAR: BETA BLOCKERS
EMERGENCY

Item Number	Drug Name and Strength
-------------	------------------------

** 00741664	CARTROL TABLET 2.5MG
** 00741665	CARTROL TABLET 5.0MG
** 00030232	CORGARD TABLET 20MG
** 00030207	CORGARD TABLET 40MG
** 00030241	CORGARD TABLET 80MG
** 00030208	CORGARD TABLET-120MG
** 00030246	CORGARD TABLET-160MG
** 00255101	KERLONE TABLET 10MG
** 00255201	KERLONE TABLET 20MG

Searle has established the "Kerlone Patient Plus" program to make Kerlone tablets available at no cost to patients for six months. Physicians have been able to enroll patients in the program since May 15, 1990. The enrollment period will end on August 31, 1990. Patients receive certificates good for either 30, 60 or 90 day supplies which are to be used by the provider to obtain payment directly from Searle. The Department of Public Aid will not allow payment to providers for Kerlone prescriptions issued to enrolled individuals during their six months of eligibility in the "Kerlone Patient Plus" program. Through August 31, 1990, providers must take appropriate steps to enroll recipients in the Searle program. For specific information on the Searle "Kerlone Patient Plus" program, providers may call 1-800-537-5663 (1-800-KERLONE).

** 40001069	LABELALOL HCL TABLET 100MG
** 50003386	LABELALOL HCL TABLET 200MG
** 50003388	LABELALOL HCL TABLET 300MG
** 00214500	LEVATOL TABLET 20MG

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.1320 CARDIOVASCULAR: BETA BLOCKERS (Cont'd)
EMERGENCY

Item Number	Drug Name and Strength
-------------	------------------------

** 00280051	LOPRESSOR TABLET 50MG
** 00280071	LOPRESSOR TABLET 100MG
G 50005440	PROPRANOLOL HCL INJECTION 1MG/1ML AMP
** 50005468	PROPRANOLOL HCL LONG ACTING CAPSULE 60MG
** 50005470	PROPRANOLOL HCL LONG ACTING CAPSULE 80MG
** 50005475	PROPRANOLOL HCL LONG ACTING CAPSULE 120MG
** 50005480	PROPRANOLOL HCL LONG ACTING CAPSULE 160MG
** 50005442	PROPRANOLOL HCL TABLET 10MG
** 50005444	PROPRANOLOL HCL TABLET 20MG
** 50005446	PROPRANOLOL HCL TABLET 40MG
** 50005448	PROPRANOLOL HCL TABLET 60MG
** 50005450	PROPRANOLOL HCL TABLET 80MG
** 50005452	PROPRANOLOL HCL TABLET 90MG
** 00824177	SECTRAL CAPSULE 200MG
** 00824179	SECTRAL CAPSULE 400MG
** 00380105	TENORMIN TABLET 50MG
** 00380101	TENORMIN TABLET 100MG
** 50007401	TIMOLOL MALEATE TABLET 10MG
** 50007402	TIMOLOL MALEATE TABLET 20MG
** 00780111	VISKEN TABLET 5MG
** 00780073	VISKEN TABLET 10MG

(Source: Emergency amendment at 14 Ill. Reg. 12910, effective August 1, 1990, for a maximum of 150 days)

SECTION 141.2400 GASTROINTESTINAL: MISCELLANEOUS
EMERGENCY

Item Number	Drug Name and Strength
-------------	------------------------

** 00830153	ACTIGALL CAPSULE 300MG
** 0023144	AXID CAPSULE 150MG
** 0023145	AXID CAPSULE 300MG
** 00881712	CARAFATE TABLET 1GM
** 00327720	CHENIX-TABLET-250MG
** 00251461	CYTOTEC TABLET 200MG
** 50004242	METOCLOPRAMIDE HCL SYRUP 5MG/5ML
** 50004924	METOCLOPRAMIDE HCL TABLET 5MG
** 50004916	METOCLOPRAMIDE HCL TABLET 10MG
** 00063539	PEPCID INJECTION 20MG/2ML ONE DOSE VIAL
** 00063541	PEPCID INJECTION 20MG/2ML TWO DOSE VIAL
** 00063538	PEPCID SUSPENSION 40MG/5ML
** 00060963	PEPCID TABLET 20MG

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.2400 GASTROINTESTINAL: MISCELLANEOUS (Cont'd)
EMERGENCY

Item Number	Drug Name and Strength
00060964	PEPCID TABLET 40MG
00321924	POWASA RECTAL SUSPENSION ENEMA 4GM/60ML
01085029	TAGAMET INJECTION 300MG IN SODIUM CHLORIDE 0.9% 50ML PLASTIC CONTAINERS
01085017	TAGAMET INJECTION 300MG/2ML 2ML VIAL
01085022	TAGAMET INJECTION 300MG/2ML 8ML VIAL
01085014	TAGAMET ORAL LIQUID 300MG/5ML
01085012	TAGAMET TABLET 200MG
01085013	TAGAMET TABLET 300MG
01085026	TAGAMET TABLET 400MG
01085027	TAGAMET TABLET 800MG
01730362	ZANTAC INJECTION 25MG/ML 2ML VIAL
01730363	ZANTAC INJECTION 25MG/ML 10ML VIAL
01730383	ZANTAC SYRUP 15MG/ML
01730344	ZANTAC TABLET 150MG
01730393	ZANTAC TABLET 300MG

(Source: Emergency amendment at 14 Ill. Reg. 12910,
effective August 1, 1990, for a maximum of 150 days)

SECTION 141.2840 HORMONES/AGENTS AFFECTING MECHANISMS:
EMERGENCY ANDROGENS

Item Number	Drug Name and Strength
50003041	DANAZOL CAPSULE 50MG
50003043	DANAZOL CAPSULE 100MG
50003045	DANAZOL CAPSULE 200MG
50003028	FLUOXYMESTERONE TABLET 2MG
50003030	FLUOXYMESTERONE TABLET 5MG
50003032	FLUOXYMESTERONE TABLET 10MG
50003793	METHYLTESTOSTERONE TAB ORAL/BUCCAL 5MG
50003794	METHYLTESTOSTERONE TAB ORAL/BUCCAL 10MG
50003808	METHYLTESTOSTERONE TAB ORAL/BUCCAL 25MG
00332260	SYNAREL NASAL SPRAY 2MG/ML 10ML
50005613	TESTOSTERONE INJECTION 25MG/ML 10ML VIAL
50005614	TESTOSTERONE INJECTION 50MG/ML 10ML VIAL
50005615	TESTOSTERONE INJECTION 100MG/ML 10ML

(Source: Emergency amendment at 14 Ill. Reg. 12910,
effective August 1, 1990, for a maximum of 150 days)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.2920 HORMONES/AGENTS AFFECTING MECHANISMS:
EMERGENCY ESTROGENS/PROGESTINS

Item Number	Drug Name and Strength
50002490	CHLOROTRIANISENE TAB/CAP 12MG
50002492	CHLOROTRIANISENE TAB/CAP 25MG
50002494	CHLOROTRIANISENE TAB/CAP 72MG
50004004	CONJUGATEB-ESTROGENS-TABLET-0-3MG
50004012	CONJUGATEB-ESTROGENS-TABLET-0-625MG
50008763	CONJUGATEB-ESTROGENS-TABLET-0-9MG
50004820	CONJUGATEB-ESTROGENS-TABLET-1-25MG
50004839	CONJUGATEB-ESTROGENS-TABLET-2-5MG
50002097	DIETHYLSTILBESTROL TABLET EC 1.0MG
50002119	DIETHYLSTILBESTROL TABLET EC 5.0MG
50002089	DIETHYLSTILBESTROL TABLET 1.0MG
50002100	DIETHYLSTILBESTROL TABLET 5.0MG
00870755	ESTRACE TABLET 1.0MG
00870756	ESTRACE TABLET 2.0MG
50003413	ESTRADIOL AQUEOUS 0.22MG/1ML 10ML VIAL
50003414	ESTRADIOL AQUEOUS 0.44MG/1ML 10ML VIAL
50003415	ESTRADIOL AQUEOUS 1.0 MG/1ML 10ML VIAL
50003416	ESTRADIOL AQUEOUS 1.1MG/1ML 10ML VIAL
50003418	ESTRADIOL CYPIONATE INJ 1MG/ML 10ML VIAL
50003420	ESTRADIOL CYPIONATE INJ 5MG/ML 5ML VIAL
50001286	ESTRADIOL TRANSDERMAL PATCH 0.05MG 10CM2
50001288	ESTRADIOL TRANSDERMAL PATCH 0.1MG 20CM2
50003421	ESTRADIOL VALERATE 10MG/ML 1ML VIAL
50003422	ESTRADIOL VALERATE 10MG/ML 5ML VIAL
50003423	ESTRADIOL VALERATE 20MG/ML 1ML SYRINGE
50003424	ESTRADIOL VALERATE 20MG/ML 5ML VIAL
50003425	ESTRADIOL VALERATE 40MG/ML 5ML VIAL
50003426	ESTROGENIC SUBSTANCE AQ INJ 2MG/ML 10ML
50003528	ESTROGENIC SUBSTANCE AQ INJ 5MG/ML 10ML
50003082	HYDROXYPROGESTERONE CAPROATE 125MG/ML 2ML VIAL
50003084	HYDROXYPROGESTERONE CAPROATE 125MG/ML 10ML VIAL
50003086	HYDROXYPROGESTERONE CAPROATE 250MG/ML 1ML SYRINGE
50003088	HYDROXYPROGESTERONE CAPROATE 250MG/ML 5ML VIAL
50003888	MEDROXYPROGESTERONE ACETATE 2.5MG TA/CA
50003890	MEDROXYPROGESTERONE ACETATE 10MG TAB/CAP
00743943	OGEN TABLET 0.625MG
00743946	OGEN TABLET 1.25MG
00743951	OGEN TABLET 2.5MG
00743958	OGEN TABLET 5MG

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.2920 HORMONES/AGENTS AFFECTING MECHANISMS:
EMERGENCY ESTROGENS/PROGESTINS (Cont'd)

Item Number	Drug Name and Strength
00460552	PREMARIN INJECTION 25MG W DILUENT
00460868	PREMARIN TABLET 0.3MG
00460867	PREMARIN TABLET 0.625MG
00460864	PREMARIN TABLET 0.9MG
00460866	PREMARIN TABLET 1.25MG
00460865	PREMARIN TABLET 2.5MG
50004925	PROGESTERONE INJECT IN OIL 25MG/ML 10ML
50004926	PROGESTERONE INJECT IN OIL 50MG/ML 5ML
50004927	PROGESTERONE INJECT IN OIL 50MG/ML 10ML
50000641	RITODRINE HCL INJECTION 10MG/ML 5ML AMP
50000643	RITODRINE HCL INJECTION 15MG/ML 10ML SYRINGE
50000645	RITODRINE HCL TABLET 10MG

(Source: Emergency amendment at 14 Ill. Reg. 1291p effective August 1, 1990, for a maximum of 150 days)

SECTION 141.3000 HORMONES/AGENTS AFFECTING MECHANISMS:
EMERGENCY OXYTOCICS

Item Number	Drug Name and Strength
50002585	ERGONOVINE MALEATE TABLET 0.2MG
00780054	METHERGINE TABLET 0.2MG
00781061	SYNTOCINON NASAL SPRAY 40IU/CC 2CC SIZE
00780061	SYNTOCINON NASAL SPRAY 40IU/CC 5CC SIZE

(Source: Emergency amendment at 14 Ill. Reg. 12910, effective August 1, 1990, for a maximum of 150 days)

SECTION 141.3320 MISCELLANEOUS
EMERGENCY

Item Number	Drug Name and Strength
05040270	ERGANISOL TABLET 50MG
50006910	RABIES VACCINE HDCV SINGLE DOSE VIAL
50006920	RABIES IMMUNE GLOBULIN 150IU/ML 2ML
50006930	RABIES IMMUNE GLOBULIN 150IU/ML 10ML
50004797	RHO (D) IMMUNE GLOBULIN 1:1000
50003300	SODIUM CHLORIDE 0.9% 3ML VIAL
	FOR RESPIRATORY THERAPY USE
50003308	SODIUM CHLORIDE 0.9% 5ML VIAL
	FOR RESPIRATORY THERAPY USE

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.3320 MISCELLANEOUS (Cont'd)
EMERGENCY

Item Number	Drug Name and Strength
50005722	SODIUM CHLORIDE 0.9% FOR INJECTION 10ML
50005720	SODIUM CHLORIDE 0.9% FOR INJECTION 5ML
50005732	WATER, STERILE, FOR INJECTION 10ML
50005730	WATER, STERILE, FOR INJECTION 5ML
50006894	ZINC SULFATE 66MG (15MG ZINC)
50006896	ZINC SULFATE 110MG (25MG ZINC)
50006900	ZINC SULFATE 220MG (50MG ZINC)

(Source: Emergency amendment at 14 Ill. Reg. 12910, effective August 1, 1990, for a maximum of 150 days)

SECTION 141.3680 PARASITICIDAL: ANTIPROTOZOALS
EMERGENCY

Item Number	Drug Name and Strength
00240082	ATABRINE TABLET 100MG
50001580	CARBASONE CAPSULE 250MG
50001581	CHLOROQUINE HCL INJECTION 50MG/ML 5ML
50002488	CHLOROQUINE PHOSPHATE TAB/CAP 250MG
50001261	CHLOROQUINE PHOSPHATE TAB/CAP 500MG
50001582	CHLOROQUINE PHOSPHATE 500MG; PRIMAQUINE PHOSPHATE 79MG TABLET
00810201	DARAPRIM TABLET 25MG
50001583	EMETINE HCL 65MG/ML 1ML AMP
50001586	IDOQUINOL POWDER 25GM
50001584	IDOQUINOL TABLET 210MG
50001585	IDOQUINOL TABLET 650MG
50001823	MEFLOQUINE HCL TABLET 25MG
50001587	METRONIDAZOLE INJECTION 500MG VIAL
50000720	METRONIDAZOLE TABLET 250MG
50000722	METRONIDAZOLE TABLET 500MG
00241561	PLAQUENIL TABLET 200MG
00241597	PRIMAQUINE PHOSPHATE TAB 26.3MG
50005148	QUININE SULFATE CAPSULE 120MG
50001591	QUININE SULFATE CAPSULE 130MG
50005150	QUININE SULFATE CAPSULE 200MG
50001593	QUININE SULFATE CAPSULE 260MG
50005169	QUININE SULFATE CAPSULE 300MG
50001594	QUININE SULFATE CAPSULE 325MG
50001598	QUININE SULFATE SUSPENSION 110MG/5ML
50001595	QUININE SULFATE TABLET 260MG
50001596	QUININE SULFATE TABLET 325MG

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.3680 PARASITICIDAL: ANTIPROTOZOALS
EMERGENCY

Item Number	Drug Name and Strength
** 50001599	SULFADOXINE 500MG; PYRIMETHAMINE 25MG
(Source: Emergency amendment at 14 Ill. Reg. 12910, effective August 1, 1990, for a maximum of 150 days)	
SECTION 141.4040	RESPIRATORY ALLERGIC: ANTI-ASTHMATIC
EMERGENCY	
Item Number	Drug Name and Strength
** 03693007	AEROBID AEROSOL 7GM CANISTER 250MCG/ACTUATION 100 DOSES/INHALER
** 50000614	ALBUTEROL SULFATE INHALER 17GM
** 50000616	ALBUTEROL SULFATE INHALER 17GM - REFILL
** 50001981	ALBUTEROL SULFATE SOLUTION FOR INHALATION 0.5%
** 40001095	ALBUTEROL SULFATE SYRUP 2MG/5ML
** 50002323	ALBUTEROL SULFATE TABLET SR 4MG
** 50002320	ALBUTEROL SULFATE TABLET 2MG
** 50002322	ALBUTEROL SULFATE TABLET 4MG
** 50000023	AMINOPHYLLINE IV INJECTION 500MG/20ML AMP
** 50002414	AMINOPHYLLINE ORAL SOLUTION 315MG/15ML
** 50000108	AMINOPHYLLINE TABLET 100MG
** 50000116	AMINOPHYLLINE TABLET 200MG
** 50000117	AMINOPHYLLINE TABLET SR 225MG
** 05970082	ATROVENT INHALATION AEROSOL 14GM 17MCG/ACTUATION 200 DOSES/UNIT
** 50006490	BECLOMETHASONE DIPROPIONATE AEROSOL INHALER 42MCG/ ACTUATION 16.8GM UNIT ORAL
** 50005692	BECLOMETHASONE DIPROPIONATE AEROSOL INH 42MCG/ACTUATION 16.8GM UNIT ORAL REFILL
** 50006488	BECLOMETHASONE DIPROPIONATE NASAL INHALER 42MCG/ACTUATION 16.8GM UNIT
** 50006486	BECLOMETHASONE DIPROPIONATE NASAL SPRAY 0.042% 25ML
** 50002519	CROMOLYN SODIUM AEROSOL INHALER 8.1GM 800MCG/ACTUATION (112 SPRAYS/UNIT)
** 50002521	CROMOLYN SODIUM AEROSOL INHALER 14.2GM 800MCG/ACTUATION (200 SPRAYS/UNIT)
** 50001003	CROMOLYN SODIUM CAPSULE 20MG
** 50001005	CROMOLYN SODIUM INHALER
** 50001007	CROMOLYN SODIUM NASAL SOLUTION 40MG/ML 13ML BOTTLE WITH SPRAY

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.4040 RESPIRATORY ALLERGIC: ANTI-ASTHMATIC
EMERGENCY

Item Number	Drug Name and Strength
** 50001009	CROMOLYN SODIUM NASAL SOLUTION 40MG/ML 13ML REFILL BOTTLE
** 50001014	CROMOLYN SODIUM NASAL SOLUTION 40MG/ML 26ML BOTTLE WITH SPRAY
** 50001004	CROMOLYN SODIUM NEBULIZER SOLUTION 20MG/2ML AMP
** 50004150	ISOETHARINE HYDROCHLORIDE SOLUTION 1.0% 10ML UNIT
** 50004152	ISOETHARINE HYDROCHLORIDE SOLUTION 1.0% 30ML UNIT
** 00890790	MAXAIR AEROSOL INHALER COMPLETE 0.2MG/DOSE 300 ACTIVATIONS/UNIT 25.6GM
** 50004965	METAPROTERENOL SULF INH SOLN 5.0% 10ML
** 50006032	METAPROTERENOL SULF INH SOLN 5% 30ML
** 50004101	METAPROTERENOL-SUBF-INH-225MG/15ML-REFILL
** 50004100	METAPROTERENOL-SUBF-INH-225MG/15ML-UNIT
** 50002041	METAPROTERENOL SULFATE INHALATION AEROSOL 650MCG/ACTUATION 200 PUFF COMPLETE UNIT
* 50002043	METAPROTERENOL SULFATE INHALATION AEROSOL 650MCG/ACTUATION 200 PUFF REFILL UNIT
** 50004095	METAPROTERENOL SULFATE SYRUP 10MG/5ML
** 50004099	METAPROTERENOL SULFATE TABLET 10MG
** 50004102	METAPROTERENOL SULFATE TABLET 20MG
** 50006480	TERBUTALINE SULFATE AEROSOL INHALER 0.2MG/ACTUATION 7.5ML UNIT
** 50006482	TERBUTALINE SULFATE AEROSOL INHALER 0.2MG/ACTUATION 7.5ML REFILL
** 50006476	TERBUTALINE SULFATE INJECTION 1.0MG/1ML
** 50006477	TERBUTALINE SULFATE TABLET 2.5MG
** 50006478	TERBUTALINE SULFATE TABLET 5.0MG
** 50007134	THEOPHYLLINE LIQUID 80MG/15ML
** 50007139	THEOPHYLLINE LIQUID 150MG/15ML
** 50007140	THEOPHYLLINE LIQUID 160MG/15ML
** 50007142	THEOPHYLLINE SUSPENSION 100MG/5ML
** 50007155	THEOPHYLLINE-TAB/CAP-TB-50MG-ANHYDROUS
** 50007156	THEOPHYLLINE-TAB/CAP-TB-60MG-ANHYDROUS
** 50007159	THEOPHYLLINE-TAB/CAP-TB-75MG-ANHYDROUS
** 50007160	THEOPHYLLINE TAB/CAP TD 100MG ANHYDROUS
** 50007162	THEOPHYLLINE-TAB/CAP-TB-125MG-ANHYDROUS
** 50007166	THEOPHYLLINE TAB/CAP TD 200MG ANHYDROUS
** 50007168	THEOPHYLLINE TAB/CAP TD 250MG ANHYDROUS
** 50007172	THEOPHYLLINE TAB/CAP TD 300MG ANHYDROUS
** 50007175	THEOPHYLLINE TAB/CAP TD 400MG ANHYDROUS

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.4040 RESPIRATORY ALLERGIC: ANTI-ASTHMATIC (Cont'd)
EMERGENCY

Item Number	Drug Name and Strength
** 50007177	THEOPHYLLINE TAB/CAP TD 450MG ANHYDROUS
** 50007146	THEOPHYLLINE TAB/CAP 100MG ANHYDROUS
** 50007150	THEOPHYLLINE TAB/CAP 200MG ANHYDROUS
** 50005689	THEOPHYLLINE TAB/CAP 300MG ANHYDROUS
** 00241060	TORNALATE AEROSOL INHALER 0.8% 0.37MG/ ACTUATION 15ML UNIT
** 00241061	TORNALATE AEROSOL INHALER 0.8% 0.37MG/ACTUATION 15ML-REFILL
** 50000440	TRIAMCINOLONE ACETONIDE AEROSOL INHALER 20GM
(Source: Emergency Amendment at 14 Ill. Reg. 12910, effective August 1, 1990, for a maximum of 150 days)	

SECTION 141.4360 SKIN/MUCOUS MEMBRANE: DERMAL ULCERS

EMERGENCY

Item Number	Drug Name and Strength
** 50003531	BALSAM PERU; CASTOR OIL; TRYPSIN 72.5MG; 650MG; 0.1MG/0.82ML AEROSOL 60GM
** 50003533	BALSAM PERU; CASTOR OIL; TRYPSIN 72.5MG; 650MG; 0.1MG/0.82ML AEROSOL 120GM
G** 08884001	BLISTERFILM TRANSPARENT DRESSING 2" X 3"
G** 08884019	BLISTERFILM TRANSPARENT DRESSING 3-1/2" X 4"
G** 08884027	BLISTERFILM TRANSPARENT DRESSING 5-1/2" X 6"
** 10102060	CARA-KLENZ SPRAY 180ML
** 10102160	CARA-KLENZ SPRAY 480ML
** 10101005	CARRINGTON DERMAL WOUND GEL 15ML
** 10101030	CARRINGTON DERMAL WOUND GEL 90ML
** 50000160	COLLAGENASE OINTMENT 2500/GM 15GM
** 50000161	COLLAGENASE OINTMENT 2500/GM 30GM
** 00160024	DEBRISAN 60GM
** 00161024	DEBRISAN 120GM
** 00162024	DEBRISAN 4GM PACKETS 7'S
** 00163024	DEBRISAN 4GM PACKETS 14'S
** 12815501	DECUBITEX OINTMENT 15GM
** 12816501	DECUBITEX OINTMENT 60GM
** 12814501	DECUBITEX OINTMENT 120GM
** 12814410	DECUBITEX POWDER 10GM
** 12814420	DECUBITEX POWDER 30GM
** 12814430	DECUBITEX POWDER 1GM 30'S
** 12814440	DECUBITEX POWDER 1GM 100'S
** 00031876	DUODERM STERILE HYDROACTIVE DRESSING 4X4

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.4360 SKIN/MUCOUS MEMBRANE: DERMAL ULCERS (Cont'd)
EMERGENCY

Item Number	Drug Name and Strength
** 00031888	DUODERM STERILE HYDROACTIVE DRESSING 6X8
** 00031986	DUODERM STERILE HYDROACTIVE DRESSING 8X8
** 00031988	DUODERM STERILE HYDROACTIVE DRESSING 8X12
** 00031877	DUODERM STERILE HYDROACTIVE GRANULES 4GM ELASE FOR SOLUTION
** 00711255	ELASE OINTMENT 10GM SIZE
** 00712221	ELASE OINTMENT 30GM SIZE
** 00711121	ELASE/CHLOROMYCETIN OINTMENT 10GM SIZE
** 00712124	ELASE/CHLOROMYCETIN OINTMENT 30GM SIZE
** 00711124	FERRIS POLYMEX STERILE DRESSING 4" X 5"
G** 08190405	FERRIS POLYMEX STERILE DRESSING 6" X 6"
G** 08190606	TEGADERM TRANSPARENT DRESSING #1620 FIRST AID STYLE 2-3/8" X 2-3/4"
G** 02121620	TEGADERM TRANSPARENT DRESSING #1621 FIRST AID STYLE 4" X 5-1/2"
G** 02121621	TEGADERM TRANSPARENT DRESSING #1622 FRAME STYLE 1-3/4" X 1-3/4"
G** 02121622	TEGADERM TRANSPARENT DRESSING #1625 FRAME STYLE 2-3/8" X 2-3/4"
G** 02121625	TEGADERM TRANSPARENT DRESSING #1627 FRAME STYLE 4" X 10"
G** 02121627	TEGADERM TRANSPARENT DRESSING #1628 FRAME STYLE 6" X 8"
G** 02121628	TEGADERM TRANSPARENT DRESSING #1629 FRAME STYLE 8" X 12"
G** 02121629	TEGADERM TRANSPARENT DRESSING #1636 FRAME POUCH STYLE 4" X 4-3/4"
G** 02121636	TEGADERM TRANSPARENT DRESSING #1638 POUCH STYLE 6" X 8"
G** 02121638	TEGADERM TRANSPARENT DRESSING #1639 POUCH STYLE 8" X 12"
G** 02121639	TEGADERM TRANSPARENT DRESSING #9505 FRAME STYLE 2-3/8" X 2-3/4"
G** 02129505	TEGADERM TRANSPARENT DRESSING #9506 FRAME STYLE 4" X 4-3/4"
G** 02129506	TEGASORB FLEXIBLE HYDROACTIVE DRESSING SMALL OVAL STERILE 4" X 4-3/4"
G** 02120901	TEGASORB FLEXIBLE HYDROACTIVE DRESSING SMALL SQUARE STERILE 4" X 4"
G** 02120902	TEGASORB FLEXIBLE HYDROACTIVE DRESSING MEDIUM OVAL STERILE 5" X 6"
G** 02120903	

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.4360 SKIN/MUCOUS MEMBRANE: DERMAL ULCERS (Cont'd)
EMERGENCY

Item Number	Drug Name and Strength
G** 02120904	TEGASORB FLEXIBLE HYDROACTIVE DRESSING LARGE
	OVAL STERILE 6-1/2" X 7-7/8"
G** 02120905	TEGASORB FLEXIBLE HYDROACTIVE DRESSING LARGE
	SQUARE STERILE 6" X 6"
** 00481500	TRAVASE OINTMENT 14.2GM TUBE
G** 08885400	ULTEC HYDROCOLLOID DRESSING 4" X 4"
G** 08885800	ULTEC HYDROCOLLOID DRESSING 6" X 8"
G** 08882400	VIASORB WOUND DRESSING 3" X 8"
G** 08882104	VIASORB WOUND DRESSING 3" X 10"
G** 08882401	VIASORB WOUND DRESSING 4" X 6"
G** 08882005	VIASORB WOUND DRESSING 6" X 10"
G** 08882500	VIASORB WOUND DRESSING 7" X 7"

(Source: Emergency amendment at 14 Ill. Reg. 12910, effective August 1, 1990, for a maximum of 150 days)

SECTION 141.4520 SKIN/MUCOUS MEMBRANE: LOCAL ANTI-INFECTIVES
EMERGENCY

Item Number	Drug Name and Strength
*** 50008106	ALCOHOL-ISOPROPYL 91% 480ML
** 50001265	HEXACHLOROPHENE EMULSION 3% 150ML
** 50001267	HEXACHLOROPHENE EMULSION 3% 480ML
01371575	RETIN-A GEL 0.01% 45GM
01370075	RETIN-A LIQUID 0.05% 28ML
** 50000990	SILVER SULFADIAZINE CREAM 1.0% 20GM
** 50000992	SILVER SULFADIAZINE CREAM 1.0% 50GM
** 50000993	SILVER SULFADIAZINE CREAM 1.0% 85GM
** 50000994	SILVER SULFADIAZINE CREAM 1.0% 400GM

(Source: Emergency amendment at 14 Ill. Reg. 12910, effective August 1, 1990, for a maximum of 150 days)

SECTION 141.4600 SKIN/MUCOUS MEMBRANE: SCABICIDES/
EMERGENCY PEDICULOCIDES

Item Number	Drug Name and Strength
07660518	A 200 PYRINATE GEL 30GM
00220002	A 200 PYRINATE LIQUID 60ML
07660002	A 200 PYRINATE LIQUID 120ML
50000171	CROTAMITON CREAM 10.0% 60GM

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.4600 SKIN/MUCOUS MEMBRANE: SCABICIDES/
EMERGENCY PEDICULOCIDES (Cont'd)

Item Number	Drug Name and Strength
50000172	CROTAMITON LOTION 10.0% 60ML
** 00237915	ELIMITE CREAM 5% 60GM
** 50000690	LINDANE CREAM 1%
** 50000692	LINDANE LOTION 1%
** 50000694	LINDANE SHAMPOO 1% 60ML
** 00810780	NIX CREME RINSE 1% 60ML
** 00342365	PRIODERM LOTION 0.5%
** 09959987	RID LIQUID

(Source: Emergency amendment at 14 Ill. Reg. 12910, effective August 1, 1990, for a maximum of 150 days)

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF MODIFICATION TO MEET THE OBJECTION
OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

- 1) The Heading of the Part: Clinical Psychologist Licensing Act
- 2) Code Citation: 68 Ill. Adm. Code 1400
- 3) Section Numbers:
1400.20 Action:
1400.30 Amended
 Amended
- 4) Date Notice of Proposed Rules Published in the Register (if applicable):
March 10, 1989 13 Ill. Reg. 2913
(issue date)
- 5) Date JCAR Statement of Objection Published in the Register:
March 23, 1990 14 Ill. Reg. 4760
(issue date)

6) Summary of Action Taken by the Agency:

The Department has modified Sections 1400.20(b)(10), 1400.20(c)(2)(H), 1400.30(a)(4), 1400.30(b)(4), and 1400.30(c)(5) to meet the objections of the Joint Committee on Administrative Rules. These subsections had previously been prohibited from filing for 180 days based on action taken by the Joint Committee at its March 7, 1990 meeting. Subsequently at their July 26, 1990 meeting the Joint Committee withdrew the prohibition.

Legislation (Senate Bill 1532) has been passed to clarify the Intent of the statute.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

WITHDRAWAL OF FILING PROHIBITION OF PROPOSED RULEMAKING

DEPARTMENT OF PROFESSIONAL REGULATION

- Heading of Part: Psychologist Registration Act
- Code Citation: 68 Ill. Adm. Code 1400
- Date First Notice Published in Illinois Register: March 10, 1989
13 Ill. Reg. 2913
- Date Filing Prohibition Published In Illinois Register: March 23, 1990
14 Ill. Reg. 4760
- Date Filing Prohibition Became Effective: March 7, 1990
- Date Filing Prohibition Withdrawn: July 26, 1990

The Joint Committee on Administrative Rules hereby Certifies that, pursuant to Section 7.06a of the Illinois Administrative Procedure Act, as amended, the Joint Committee on Administrative Rules at its meeting of July 26, 1990, has withdrawn the prohibition against the filing of Sections 1400.20(b)(10), 1400.20(c)(2)(H), 1400.30(a)(4), 1400.30(b)(4), and 1400.30(c)(5) of the Department of Professional Regulation's proposed rule entitled "Psychologist Registration Act" (68 Ill. Adm. Code 1400) (new title "Clinical Psychologist Licensing Act"). The Joint Committee originally issued this prohibition at its March 7, 1990 meeting.

Please take notice that the agency is no longer prohibited from filing the rulemaking with the Secretary of State and from enforcing or invoking the rulemaking.

PROCLAMATION

STATE BOARD OF EDUCATION

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

- 1) Heading of the Part: Special Education
- 2) Code Citation: 23 Ill. Adm. Code 226
- 3) Register Citation to Notice of Proposed Rules:

14 Ill. Reg. 11068; July 13, 1990

- 4) Date, Time and Location of Public Hearing:

August 23, 1990
10:00 a.m. - 2:00 p.m.
Conference Rooms B and C (2nd Floor)
100 North First Street
Springfield, Illinois 62777

- 5) Other Pertinent Information:

Speakers will be heard in the order in which their names appear on a registration list located at the hearing room door. The sign-up list will be available thirty (30) minutes before the start of the hearing.

Oral testimony will be limited to five (5) minutes' duration. Written testimony may be of any length. Respondents will be asked not to duplicate testimony given by previous speakers.

Oral and written testimony must identify, by the numbering system contained in the amendments, the specific rule being addressed.

In order that an accurate record of the testimony may be established, respondents are requested to deposit three (3) copies of any written testimony at the registration table at the time of sign-up.

Persons unable to be present or not desiring to make oral testimony may send written testimony. Such written testimony must also identify the specific rule number being addressed and must be received by August 27, 1990. Mailed written testimony and any questions about these proceedings should be addressed to Mr. Vaughn Morrison, Illinois State Board of Education, 100 North First Street, Springfield, Illinois 62777-0001.

PROCLAMATION

90-358
CATS ON HOLIDAY DAY

Whereas, the rock band Cats on Holiday came into being November 30, 1984; and
Whereas, Cats on Holiday has established a loyal following, especially in the central Illinois region; and
Whereas, Cats on Holiday has served as a source of musical entertainment at the Illinois State Fair; and
Whereas, the members of Cats on Holiday are devoted and talented musicians; and
Whereas, this year, Cats on Holiday released its third album; Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim November 30, 1990, as CATS ON HOLIDAY DAY in Illinois.

Issued by the Governor July 23, 1990.

Filed with the Secretary of State July 30, 1990.

90-359
PERUVIAN DAY

Whereas, on July 28, 1821, the Republic of Peru declared its independence from Spanish rule. Today, the date is symbolic of the struggles for liberty and human dignity in every American Republic; and

Whereas, Illinoisans share in the bonds of friendship with the thousands of Peruvians who have made our state their home. Their contributions to life in Illinois and their dedication to the principles of freedom and democracy are respected by all. Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim July 28, 1990, as PERUVIAN DAY in Illinois in celebration of the 169th anniversary of the Republic of Peru's Declaration of Independence.

Issued by the Governor July 23, 1990.

Filed with the Secretary of State July 30, 1990.

90-360
POW/MIA RECOGNITION DAY

Whereas, President Bush has declared his administration's policy on Prisoners of War and those Missing in Action related to Indochinese governments as follows: "We will do everything that a government can do to recover the missing, and if we discover proof of captivity, we will take action to bring our men home"; and

Whereas, it has been 16 years since the Paris Accords were signed to end the Vietnam War, yet 2,304 Americans remain missing or unaccounted for in Southeast Asia; and

Whereas, it is not known whether Americans missing in action are alive or dead; and

Whereas, we deeply appreciate and are totally sympathetic to the pain and suffering endured by families whose fathers, sons, husbands, or brothers are today still missing or unaccounted for. These families are an example of the strength and patriotism of all Americans; and

Whereas, we recognize the special debt all Americans owe to our fellow citizens who gave up their freedom in the service of our country. We owe no less to their families;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim September 21, 1990, as POW/MIA RECOGNITION DAY in Illinois, I call upon Illinoisans to observe the day with appropriate ceremonies and programs so that the memory of those brave Americans will not be lost.

Issued by the Governor July 23, 1990.

Filed with the Secretary of State July 30, 1990.

90-361

KIDS FOR CONSERVATION DAY

Whereas, sound conservation practices must become a priority in Illinois, and learning environmental awareness at an early age can help increase conservation awareness in the future; and

Whereas, the Illinois Department of Conservation has recruited more than 100,000 children across the state who have pledged to learn about the world and its natural resources and to protect, preserve, and conserve the resources for the future; and

Whereas, the Kids For Conservation education program is striving to reverse the current conservation/environmental problems we face each day by teaching youth about the importance of caring for Illinois' natural resources; and

Whereas, Kids For Conservation will continue to build the conservation awareness level of Illinois' children and families about our state's many natural resources and making good stewardship a practice for all citizens;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim August 11, 1990, as KIDS FOR CONSERVATION DAY in Illinois. I encourage our youth to use the knowledge they receive from this beneficial program to promote good conservation stewardship each day to ensure a brighter future for all generations to come.

Issued by the Governor July 24, 1990.

Filed with the Secretary of State July 30, 1990.

90-362

JANET JACKSON DAY

Whereas, Janet Jackson, an award-winning recording artist, is a positive role model for young people in Illinois and across the

nation; and

Whereas, Janet Jackson aims at delivering the message "believe in your dreams and work hard to attain them"; and

Whereas, Janet Jackson is dedicated to encouraging young people to stay in school and stay away from drugs; and

Whereas, Janet Jackson is donating 25 cents per ticket from her "Escapade Tour" for the "Cities in Schools" program, which includes a school in Chicago; and

Whereas, her involvement with "Cities in Schools," a national dropout prevention program, is expected to raise \$350,000 for the program; and

Whereas, Janet Jackson contributed nearly \$500,000 to the United Negro College Fund;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim July 30, 1990, as JANET JACKSON DAY in Illinois and urge all citizens to honor this observance by participating in appropriate activities and ceremonies.

Issued by the Governor July 25, 1990.

Filed with the Secretary of State July 30, 1990.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of July 23, 1990, through July 27, 1990, and have been scheduled for review by the Committee at its August 21, 1990 meeting. Other items not contained in this published list may also be considered by the Joint Committee at its August meeting. Members of the public wishing to express their views with respect to a proposed rule should submit written comments to the Joint Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
9/6/90	Department of Insurance, Exempt Sale of Insurance Company Shares (50 Ill. Adm. Code 907)	6/1/90 14 Ill. Reg. 8451	August 21, 1990
9/6/90	Office of the State Fire Marshal, Policy and Procedures Manual for Fire Protection Personnel (41 Ill. Adm. Code 140)	3/30/90 14 Ill. Reg. 4781	August 21, 1990
9/7/90	Department of Central Management Services, Marking, Inventory, Transfer and Disposal of State-Owned Personal Property (44 Ill. Adm. Code 5010)	6/1/90 14 Ill. Reg. 8271	August 21, 1990
9/10/90	Environmental Protection Agency, Procedures for Issuing Solid Waste Planning and Enforcement Grants (35 Ill. Adm. Code 870)	6/8/90 14 Ill. Reg. 8809	August 21, 1990
9/10/90	Department of Transportation, Inspection, Repair and Maintenance (92 Ill. Adm. Code 396)	5/18/90 14 Ill. Reg. 7447	August 21, 1990
9/10/90	Department of Revenue, Cannabis and Controlled Substances Tax Act (89 Ill. Adm. Code 428)	6/8/90 14 Ill. Reg. 8996	August 21, 1990

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF RECOMMENDATION

DEPARTMENT ON AGING

Heading of Part: Community Care Program

Code Citation: 89 Ill. Adm. Code 240

Section Numbers: 240.720

Date Originally Published in Illinois Register: January 19, 1990
14 Ill. Reg. 1077

At its meeting on July 26, 1990, the Joint Committee requested that the Department on Aging immediately revise its Case Manager Training Manual and submit it to the Joint Committee, provide the Joint Committee with copies of its Policy and Procedures Manuals, and place the Joint Committee on mailing lists to receive the Department's Policy Memoranda. The Department on Aging should respond within 90 days of the receipt of this Statement of Recommendation.

The specific recommendations are as follows:

Recommendation 1

The Joint Committee requests the Department on Aging to immediately revise its Case Manager Training Manual so that the manual accurately reflects the Department's policies as set forth in the rules entitled "Community Care Program" (89 Ill. Adm. Code 240), and to submit a copy of the revised manual to the Joint Committee.

This rulemaking revises provisions concerning the method by which the Department on Aging determines whether an applicant is eligible to receive Community Care Program services, as well as the appropriate level of services. The Department's determination of need form consists of the Mini-Mental Status Examination, which is designed to measure cognitive impairment, and a measurement of the client's ability to perform fifteen specified activities of daily living and instrumental activities of daily living. The client receives a numeric score for the examination and each activity, and the total score is used by the Department to determine the dollar amount of services for which the client will be eligible. The Department provided the Joint Committee with a copy of the Case Manager Training Manual, which is used to train case managers in the administration of the determination of need form. The review of

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYJOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF RECOMMENDATIONSTATEMENT OF RECOMMENDATIONDEPARTMENT ON AGING
(Continued Page 2)DEPARTMENT ON AGING
(Continued Page 3)

the Manual revealed discrepancies between the Department's rules and the Manual.

The "Case Manager Training Manual" (Part II-Mini-Mental Status Examination (p. 8) provides guidelines for determining if an informant is needed to assist the applicant in completing the determination of need, and specifies:

If the applicant/client scores 11 or more, you may be interviewing someone with a true cognitive impairment, and an informant is required during the interview to insure that accurate information is obtained.

The rules do not include the Department's policy on when an "informant" is required to complete the determination of need.

In another area of inconsistency, Section 240.720(a) states:

Individuals having a combined score on Part A and Part B from zero through twenty-eight points, or who have twenty-nine or more points overall but fail to receive at least fifteen points on part A shall be eligible for services costing no less than \$1 and not to exceed \$160 monthly.

The "Case Manager Training Manual" (Scoring the DON (p. 23)) specifies that eligibility is determined as follows:

If the total impairment score is less than 29, the applicant/client is not eligible for services.

When asked to comment on these inconsistencies the Department indicated that the Manual is in error and the rules represent the Department's actual policy. The Department explained that it does not require an informant to be present during the interview, but that an informant may assist the applicant during the interview. The Department further explained that Section 240.720(a) correctly states the Department's policy of eligibility for services costing up to \$160.00 for an individual having a combined score on the determination of need of 0 through 28. The Department explained that it will revise the Manual to reflect the Department's actual policy in both instances. The Department also

provided the Joint Committee with a copy of a memo dated July 6, 1990, from C. Jean Blaser, manager of the Department's Division of Long Term Care, to Case Coordination Units and Community Care Program vendors explaining that clients whose combined score on Parts A and B of the determination of need totals 0 through 28 points are eligible for up to \$160.00 per month.

The Department's submittal of the Manual was requested pursuant to Section 220.700 of the Joint Committee's Operational Rules (1 Ill. Adm. Code 220.700), which allows the Committee to require agencies to submit any forms or manuals used by the agency to implement rules. By reviewing the Department's manual, the Joint Committee ensures that they are consistent with the policies set forth in the rules. Joint Committee evaluation of these manuals also ensures that they do not contain additional policies of the Department falling within the definition of "rule" found in Section 3.09 of the Illinois Administrative Procedure Act (IAPA) which are not contained in the Department's proposed rules. Section 3.09 of the IAPA defines "rule" as agency statement of general applicability that implements, applies, interprets or prescribes law or policy. The review of the Department's Manual revealed discrepancies between the rules and the Manual. The Department has agreed to revise the Manual to reflect its rules and has taken measures to inform case managers of the Department's actual policy. It is essential for the Manual to be consistent with the rules so that the Department's clients are served in accordance with the rules.

Therefore, the Joint Committee requests the Department on Aging to immediately revise its Case Manager Training Manual so that the manual accurately reflects the Department's policies as set forth in the rules entitled "Community Care Program" (89 Ill. Adm. Code 240), and to submit a copy of the revised manual to the Joint Committee.

Recommendation 2

The Joint Committee suggests that the Department on Aging provide the Joint Committee with copies of its Policy and Procedures Manuals and place the Joint Committee on its mailing list to routinely receive its Policy Memoranda regarding Clarification Request Quarterly Summaries.

This rulemaking revises provisions concerning the method by which the Department on Aging determines whether an applicant is eligible to receive Community Care Program services, as well as the appropriate level of services. The Department's determination of need form consists of the Mini-Mental Status Examination, which is designed to measure

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF RECOMMENDATION

DEPARTMENT ON AGING
(Continued Page 4)

cognitive impairment, and a measurement of the client's ability to perform fifteen specified activities of daily living and instrumental activities of daily living. The client receives a numeric score for the examination and each activity, and the total score is used by the Department to determine the dollar amount of services for which the client will be eligible.

The Department was requested to provide, and submitted to the Joint Committee a copy of the Case Manager Training Manual, which is used to train case managers in the administration of the determination of need form. The manual was found to contain several policy memoranda from the Department's Division of Long Term Care to Case Coordination Units and Community Care Program vendors concerning requests for clarification of the Department's policies.

Section 220.700 of the Joint Committee's Operational Rules allows the Joint Committee to request from an agency any forms or manuals that are necessary to accomplish a thorough review of the rules. This section further states that an agency "shall be required to submit any forms ... or manuals ... used by the agency to implement the rules." The Joint Committee has requested the above-referenced manuals in order to review the rules thoroughly. A review of the Department's manuals is necessary to ensure that their contents reflect the requirements of the rules and do not contain any policies not found in the rules.

Therefore, the Joint Committee suggests that the Department on Aging provide the Joint Committee with copies of its Policy and Procedures Manuals and place the Joint Committee on its mailing list to routinely receive its Policy Memoranda regarding Clarification Request Quarterly Summaries.

8881077

ILLINOIS REGISTER

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

Heading of Part: Administration of Social Service Programs

Code Citation: 89 Ill. Adm. Code 130

Section Numbers: 130.200

Date Originally Published in Illinois Register: January 26, 1990
14 Ill. Reg. 1564

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objection is as follows:

The Joint Committee objects to Section 130.200(d) of the Department of Public Aid's proposed rules entitled "Administration of Social Service Programs" (89 Ill. Adm. Code 130) because the rules are incomplete in that the Department has failed to state in its rulemaking its policies whereby members of the Domestic Violence Advisory Council shall be appointed and replaced, their terms of service, and reimbursement for expenses incurred in the performance of their duties.

Section 12-4.20 of the Public Aid Code authorizes the Department to appoint statewide advisory committees to provide professional or technical consultation. The Code provides that the number of members of an advisory committee shall be determined by the Illinois Department. The Code also provides that the members of the committee "shall receive no compensation for their services, other than expenses actually incurred in the performance of their official duties." The proposed rulemaking implements the statutory provisions of Section 12-4.200 of the Public Aid Code by stating that "[t]he Department shall establish a Domestic Violence Advisory Council and shall receive recommendations from the Council on the provision of services to domestic violence victims and on program funding."

The Department was asked how members would be appointed, the length of their terms and if any reimbursement policies existed. The Department stated that the Director would appoint five members of the Council for terms not exceeding three years. The Department indicated that reimbursement policies for members of the Council were the same as those for the Department. The Department stated that it had no policies concerning the operation of the council, as it is only advisory, does not

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF RECOMMENDATION

DEPARTMENT OF PUBLIC AID

Heading of Part: Administration of Social Service Programs

Code Citation: 89 Ill. Adm. Code 130

Section Numbers: 130.200

Date Originally Published in Illinois Register: January 26, 1990
14 Ill. Reg. 1564

At its meeting on July 26, 1990, the Joint Committee recommended that the Department adopt rules and submit information to the Committee. The Department should respond within 90 days of the receipt of this Statement of Recommendation.

The specific recommendations are as follows:

Recommendation 1

The Joint Committee recommends that the Department adopt rules setting forth its policies concerning the appointment and replacement of members to the Domestic Violence Advisory Council, the terms of the appointments, and reimbursement policies for expenses incurred by the members.

Section 12-4.20 of the Public Aid Code authorizes the Department to appoint statewide advisory committees to provide professional or technical consultation. The Code provides that the number of members of an advisory committee shall be determined by the Illinois Department. The Code also provides that the members of the committee "shall receive no compensation for their services, other than expenses actually incurred in the performance of their official duties." The proposed rulemaking implements the statutory provisions of Section 12-4.200 of the Public Aid Code by stating that "[t]he Department shall establish a Domestic Violence Advisory Council and shall receive recommendations from the Council on the provision of services to domestic violence victims and on program funding."

The Department was asked how members would be appointed, the length of their terms and if any reimbursement policies existed. The Department stated that the Director would appoint five members of the Council for terms not exceeding three years. The Department indicated

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 2)

make rules, and will operate following its own by-laws. The Department stated that it believes the operation of the Council is internal to the Department.

The Department was asked to place its policies concerning the appointment and replacement of members to the Council, terms of the members, and reimbursement policies in the rule. The Department refused to do so. As a result, the Department has no legally valid method of appointment and replacement of council members, or of reimbursement for expenses incurred by members of the council.

Section 3.09 of the Illinois Administrative Procedure Act states that a rule is an "agency statement of general applicability that implements, applies, interprets, or prescribes law or policy...." The Department's policies concerning the appointment and replacement of members, terms of the members, and reimbursement policies for expenses incurred by members of the Domestic Violence Advisory Council appear to fall within the definition of a rule pursuant to Section 3.09 of the IAPA.

Therefore, the Joint Committee objects to Section 130.200(d) of the Department of Public Aid's proposed rules entitled "Administration of Social Service Programs" (89 Ill. Adm. Code 130) because the rules are incomplete in that the Department has failed to state in its rulemaking its policies whereby members of the Domestic Violence Advisory Council shall be appointed and replaced, their terms of service, and reimbursement for expenses incurred in the performance of their duties.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF RECOMMENDATIONDEPARTMENT OF PUBLIC AID
(Continued Page 2)

that reimbursement policies for members of the Council were the same as those for the Department. The Department stated that it had no policies concerning the operation of the council, as it is only advisory, does not make rules, and will operate following its own by-laws. The Department stated that it believes the operation of the Council is internal to the Department.

The Department was asked to place its policies concerning the appointment and replacement of members to the Council, terms of the members, and reimbursement policies in the rule. The Department refused to do so. As a result, the Department has no legally valid method of appointment and replacement of council members, or reimbursement for expenses incurred by members of the council.

Section 3.09 of the Illinois Administrative Procedure Act states that a rule is an "agency statement of general applicability that implements, applies, interprets, or prescribes law or policy...." The Department's policies concerning the appointment and replacement of members, terms of the members, and reimbursement policies for expenses incurred by members of the Domestic Violence Advisory Council appear to fall within the definition of a rule pursuant to Section 3.09 of the IAPA.

The Joint Committee recommends that the Department adopt rules setting forth its policies concerning the appointment and replacement of members to the Domestic Violence Advisory Council, the terms of the appointments, and reimbursement policies for expenses incurred by the members.

Recommendation 2

The Joint Committee requests the Department of Public Aid to submit a complete list of its advisory councils, their members, and the terms of the members.

Section 12-4.20 of the Public Aid Code authorizes the Department to appoint statewide advisory committees to provide professional or technical consultation with respect to public aid and related welfare functions. The committees are to consult with and advise the Department in respect to problems and policies incident to the administration of the particular Article or Articles of the Code germane to their respective fields of competence.

When asked to insert policies concerning the appointment and replacement of members of the Domestic Violence Advisory Council, the terms of the

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF RECOMMENDATIONDEPARTMENT OF PUBLIC AID
(Continued Page 3)

members, and reimbursement policies for expenses incurred by the members, the Department stated that it had numerous advisory councils and had not placed policies concerning those councils in rules. The Department stated that it believed the policies concerning advisory councils to be internal to the Department and not requiring rulemaking.

It would appear that the policies concerning the appointment and replacement of members, terms of members, and reimbursement policies of expenses incurred by members of all of the Department's advisory councils may fall within the definition of a rule pursuant to Section 3.09 of the Illinois Administrative Procedure Act. Advising the Joint Committee to review a list of the councils, their members, and the terms of the members would aid in the determination of whether policies regarding advisory councils are in fact rules.

Therefore, the Joint Committee requests the Department of Public Aid to submit a complete list of its advisory councils, their members, and the terms of the members.

8881564

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

Heading of Part:

Aid to Families with Dependent Children

Code Citation:

89 Ill. Adm. Code 112.70 and 112.80

Section Numbers:

112.70	112.71
112.72	112.74
112.76	112.77
112.78	112.79
112.80	112.82

Date Originally Published in Illinois Register:January 19, 1990
14 Ill. Reg. 1123

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objections are as follows:

Objection 1

The Joint Committee objects to the proposed rulemaking of the Department of Public Aid entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112; 14 Ill. Reg. 1123), because the Department has implemented this rulemaking prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.01(c) of the IAPA.

In addition, it is recommended that the Joint Committee object to the Department's rulemaking because the Department has employed "anticipatory rulemaking" in advance of the enactment of necessary statutory authorization for key program requirements contained in this rulemaking.

This rulemaking amends the Project Chance rules of the Department of Public Aid. The rulemaking is designed to implement Title 11 of the federal Family Support Act of 1989 (P.L. 100-485) which creates the Job Opportunities and Basic Skills Training (JOBS) Programs for recipients of AFDC benefits to become self-sufficient by providing employment related activities and support services.

During the course of the Joint Committee's review of this rulemaking, the Joint Committee received public comment indicating that the

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 2)

Department had already implemented this rulemaking. The Department was questioned on this point, and the Department acknowledged that it had in fact instituted the policy changes indicated by this rulemaking's amendments. Further evidence of the Department's action was confirmed by numerous policy manuals of the Department, dated April 1, 1990, containing this rulemaking's amendments.

The Department should not have instituted its program changes which were not adopted in accordance with rulemaking procedures. The IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02, and 5.03, whichever is applicable" (emphasis added). In this instance the Department chose to implement its rules under the general rulemaking procedures of Section 5.01 which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule." The Department has failed to comply with the requirements of Sections 4(c), 5(a) and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time that the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of Section 5.01 of the IAPA. As previously stated, the Department admits it has implemented this rulemaking prior to the conclusion of the general rulemaking procedures of Section 5.01 of the IAPA.

In addition, at the time this rulemaking was implemented, the Department lacked statutory authority to permit participation to be limited to volunteers, or as Department resources permitted. Section 112.70 of the Department's rulemaking states the program will have as its first priority individuals who volunteer to participate. Section 112.70(a) states

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 3)

non-exempt individuals are required to participate only to the extent that resources are available to serve individuals who are not volunteers. Section 112.70(b) sets out the priority by which participants are selected. Section 4-1.9 of the Public Aid Code provides that parents and children over 16 must participate in educational and vocational programs provided pursuant to Section 9-5 of the Code. Section 4-1.10 of the Code states an individual must accept assignment to job search, training and work programs established under Section 9-6 of the Code. Section 9-6 of the Code states the Department is to mandate such programs for all recipients categorized as nonexempt by federal standards.

The Department was asked to provide its statutory basis for allowing only volunteers to participate, and prioritizing their admittance into the program, and limiting participation only if resources are available, when the statutes cited above appear to make participation mandatory for all persons not exempt under federal rules.

The Department conceded existing statutory language appeared to require mandatory participation. The Department reported its rulemaking was prepared in anticipation of legislation that would relax the compulsory elements of this program. Senate Bill 2187 amends the Public Aid Code by adding a new Section 9A-4 of the Code which states:

Except for those exempted under subsection (b) below, and to the extent resources permit, the Illinois Department as a condition of eligibility for public aid, may, as provided by rule, require all recipients to participate in an education, training, and employment program, which shall include accepting suitable employment and refraining from terminating employment or reducing earnings without good cause.

If approved by the Governor, Senate Bill 2187 provides that the above-quoted provision shall be effective July 1, 1990.

Senate Bill 2187 was introduced April 6, 1990. This rulemaking was first proposed January 9, 1990. This rulemaking would probably require at least 30 days for internal Departmental policy review and preparation prior to publication of its first notice. The Department has been actively pursuing program policy changes for which it lacked statutory authority for at least six months prior to the effective date of legislation

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 4)

it hopes will authorize it to pursue this program. The Department has put the cart before the horse in two respects: it has admitted implementing this rulemaking prior to the adoption of necessary administrative rules and it has pursued this rulemaking months prior to the introduction, enactment or approval of legislation absolutely necessary to relax the mandatory participation requirements now present in the Public Aid Code.

Therefore, the Joint Committee objects to the proposed rulemaking of the Department of Public Aid entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112; 14 Ill. Reg. 1123), because the Department has implemented this rulemaking prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.01(c) of the IAPA.

In addition, the Joint Committee objects to the Department's rulemaking because the Department has employed "anticipatory rulemaking" in advance of the enactment of necessary statutory authorization for key program requirements contained in this rulemaking.

Objection 2

The Joint Committee objects to Sections 112.70(d)(1) and (f)(2) of the Department of Public Aid's rulemaking entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112), because the Department has failed to provide standards governing how it would make a determination, based on its assessment of its client, that participation in educational activities is not appropriate, in violation of Section 4.02 of the Illinois Administrative Procedure Act (IAPA).

Sections 112.70(f)(1) and (f) of the Department's rulemaking, state, in relevant part:

A custodial parent may participate in training or work activities instead of educational activities if....:

- 1) ...it is determined, based on an educational assessment and the employment goal established in the... employability plan, that participation in educational activities is not appropriate; or

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 5)

- 2) the parent fails to make good progress in successfully completing educational activities, and it is determined based on an individual assessment, and the employment plan that the educational activity is not appropriate.

The Department was asked to provide standards governing how it would make the findings called for above. In response, the Department stated it purposefully was not setting standards. The Department explained that the purpose of the educational/job training assessment was to perform an individualized "diagnostic" evaluation for each client, taking into account the client's unique circumstances, past experience, educational level, etc. Because of this individualized approach, broad-based objective standards could not be prescribed.

Section 4.02 of the Illinois Administrative Procedure Act (IAPA) (Ill. Rev. Stat. 1989, ch. 127, par. 1004.02) states that "[e]ach rule which implements a discretionary power to be exercised by an agency shall include the standards by which the agency shall exercise the power. Such standards shall be stated as precisely and clearly as practicable under the conditions, to inform fully those persons affected."

The Department's disinclination to set standards ignores the statutory requirement printed above. Further, it guarantees a lack of broadly based uniformity in the administration of the JOBS program. For the Department to state that each case will be judged on its own unique merits is to state that like cases (to the extent the Department declines to classify "like" cases in broad categories) will be treated in a dissimilar manner. Each Department caseworker will employ his or her own subjective standards as to whether participation is "appropriate". A key objective of the IAPA is that classes subject to regulation by state agencies be informed of the policies affecting them, and that agencies be thwarted from applying arbitrary or capricious actions against the affected public. That objective is not being served in this instance. The Department was not asked to provide an exhaustive, fixed formula by which such findings would be made. Section 4.02 of the IAPA requires standards to be stated "as precisely and clearly as practicable". The Department has declined to provide any standards at all.

Therefore, the Joint Committee objects to Sections 112.70(d)(1) and (f)(2) of the Department of Public Aid's rulemaking entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112) because, the Department has failed to provide standards governing how it would make

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 6)

a determination, based on its amendment of its client, that participation in educational activities is not appropriate, in violation of Section 4.02 of the Illinois Administrative Procedure Act (IAPA).

Objection 3

The Joint Committee objects to Sections 112.78(b)(1)(G), 112.78(f)(1)(E) and 112.78(h)(1)(J) of the Department of Public Aid's proposed rulemaking entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112) because, the Department has failed to provide standards governing when job skills training, on the job training and post secondary training may be combined with other activities if it is determined appropriate, in violation of Section 4.02 of the Illinois Administrative Procedure Act (IAPA).

Sections 112.78(b)(1)(G), 112.78(f)(1)(E) and 112.78(h)(1)(J) of the Department's rulemaking state that job skills training, on the job training and post secondary education activities, respectively, may be combined with other component activities if it is determined "appropriate", such other components being job readiness, job search, work experience, etc.

The Department was asked by the Joint Committee to provide standards governing how its caseworkers would make a determination that a combination of other components with job skills, on the job training or post secondary education activities would be appropriate. In response, the Department stated it purposefully was not setting standards. The Department explained that the purpose of the educational/job training assessment was to perform an individualized "diagnostic" evaluation for each client, taking into account the client's unique circumstances, past experience, educational level, etc. Because of this individualized approach, broad-based objective standards could not be prescribed.

Section 4.02 of the Illinois Administrative Procedure Act (IAPA) (Ill. Rev. Stat. 1989, ch. 127, par. 1004.02) states that "[e]ach rule which implements a discretionary power to be exercised by an agency shall include the standards by which the agency shall exercise the power. Such standards shall be stated as precisely and clearly as practicable under the conditions, to inform fully those persons affected."

The Department's disinclination to set standards ignores the statutory requirement printed above. Further, it guarantees a lack of broadly based uniformity in the administration of the JOBS program. For the Department to state that each case will be judged on its own unique

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 7)

merits is to state that like cases (to the extent the Department declines to classify "like" cases in broad categories) will be treated in a dissimilar manner. Each Department caseworker will employ his or her own subjective standards as to whether participation is "appropriate". A key objective of the IAPA is that classes subject to regulation by state agencies be informed of the policies affecting them, and that agencies be thwarted from applying arbitrary or capricious actions against the affected public. That objective is not being served in this instance. The Department was not asked to provide an exhaustive, fixed formula by which such findings would be made. Section 4.02 of the IAPA requires standards to be stated "as precisely and clearly as practicable". The Department has declined to provide any standards at all.

Therefore, the Joint Committee objects to Sections 112.78(b)(1)(G), 112.78(f)(1)(E) and 112.78(b)(1)(J) of the Department of Public Aid's proposed rulemaking entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112) because, the Department has failed to provide standards governing when job skills training, on the job training and post secondary training may be combined with other activities if it is determined appropriate, in violation of Section 4.02 of the Illinois Administrative Procedure Act (IAPA).

Objection 4

The Joint Committee objects to Section 112.74(d)(5) of the proposed rulemaking of the Department of Public Aid entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112) because, the Department has failed to provide standards governing when a program participant will be reassigned to another program component, in violation of Section 4.02 of the Illinois Administrative Procedure Act (IAPA).

Section 112.74(d)(5) of the Department's rulemaking states:

A reassessment will include an evaluation of the participant's progress towards the employment goal. If progress is lacking the participant may be reassigned to a more appropriate component and relevant facts will be reviewed to determine if the client is exempt from program participation requirements.

The Department was requested to provide standards governing the circumstances in which a JOBS program participant would be reassigned.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 8)

Avenues by which this issue might have been addressed included clarifying what the Department deems to be a lack of progress and a listing of "relevant facts" and the relative weight to be given to such facts.

In response, the Department stated it purposefully was not setting standards. The Department explained that the purpose of the reassessment was to perform an individualized "diagnostic" evaluation for each client, taking into account the client's unique circumstances, past experience, educational level, etc. Because of this individualized approach, broad-based objective standards could not be prescribed.

Section 4.02 of the Illinois Administrative Procedure Act (IAPA) (Ill. Rev. Stat. 1989, ch. 127, par. 1004.02) states that "[e]ach rule which implements a discretionary power to be exercised by an agency shall include the standards by which the agency shall exercise the power. Such standards shall be stated as precisely and clearly as practicable under the conditions, to inform fully those persons affected."

The Department's disinclination to set standards ignores the statutory requirement printed above. Further, it guarantees a lack of broadly based uniformity in the administration of the JOBS program. For the Department to state that each case will be judged on its own unique merits is to state that like cases (to the extent the Department declines to classify "like" cases in broad categories) will be treated in a dissimilar manner. Each Department caseworker will employ his or her own subjective standards as to whether reassignment is "appropriate". A key objective of the IAPA is that classes subject to regulation by state agencies be informed of the policies affecting them, and that agencies be thwarted from applying arbitrary or capricious actions against the affected public. That objective is not being served in this instance. The Department was not asked to provide an exhaustive, fixed formula by which such reassessments would be made. Section 4.02 of the IAPA requires standards to be stated "as precisely and clearly as practicable". The Department has declined to provide any standards at all.

Therefore, the Joint Committee objects to Section 112.74(d)(5) of the proposed rulemaking of the Department of Public Aid entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112) because, the Department has failed to provide standards governing when a program participant will be reassigned to other program component, in violation of Section 4.02 of the Illinois Administrative Procedure Act (IAPA).

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 9)Objection 5

The Joint Committee objects to Section 112.78(f)(1)(A) of the Department of Public Aid's proposed rulemaking entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112) because, the Department has failed to provide standards governing when an individual is to be assigned to on the job training, in violation of Section 4.02 of the Illinois Administrative Procedure Act.

Section 112.78(f)(1)(A) of the Department's rulemaking states that "[i]f job ready individual's may be assigned to OJT" (on the job training). The Department was asked to clarify the circumstances or provide standards governing how its caseworkers would assign a program participant to on the job training.

Once again, the Department stated it purposefully was not setting standards. The Department repeated that the purpose of its assessment was to perform a "diagnostic" evaluation for each client, taking into account the client's unique circumstances, past experience, educational level, etc. Because of this individualized approach, broad-based objective standards could not be prescribed.

Section 4.02 of the Illinois Administrative Procedure Act (IAPA) (Ill. Rev. Stat. 1989, ch. 127, par. 1004.02) states that "[e]ach rule which implements a discretionary power to be exercised by an agency shall include the standards by which the agency shall exercise the power. Such standards shall be stated as precisely and clearly as practicable under the conditions, to inform fully those persons affected."

As stated in previous recommendations, the Department's unwillingness to set standards ignores the statutory requirement printed above. Its posture guarantees a lack of broadly based uniformity in the administration of the JOBS program. For the Department to state that each case will be judged on its own unique merits is to state that like cases (to the extent the Department declines to clarify "like" cases in broad categories) will be treated in a dissimilar manner. Each Department caseworker will employ his or her own subjective standards as to whether assignment to on the job training is proper. A key objective of the IAPA is that classes subject to regulation by state agencies be informed of the policies affecting them, and that agencies be thwarted from applying arbitrary or capricious actions against the affected public. That objective is not being served in this instance. The Department was not asked to provide an exhaustive, fixed formula by which such assignments would be made. Section 4.02 of the IAPA

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 10)

requires standards to be stated "as precisely and clearly as practicable." The Department has declined to provide any standards at all.

Therefore, the Joint Committee objects to Section 112.78(f)(1)(A) of the Department of Public Aid's proposed rulemaking entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112) because, the Department has failed to provide standards governing when an individual is to be assigned to on the job training, in violation of Section 4.02 of the Illinois Administrative Procedure Act.

Objection 6

The Joint Committee objects to the proposed rules of the Department of Public Aid entitled "Aid to Families with Dependent Children" (AFDC) (89 Ill. Adm. Code 112), because it finds that the Department has failed to adequately consider the economic and budgetary effects of this rulemaking.

This rulemaking amends the Project Chance rules of the Department of Public Aid. The rulemaking is designed to implement Title 11 of the federal Family Support Act of 1989 (P.L. 100-485) which creates the Job Opportunities and Basic Skills Training (JOBS) Programs for recipients of AFDC benefits to become self-sufficient by providing employment related activities and support services.

During the first notice period, the Department was asked to prepare an analysis of the economic and budgetary effects of this rulemaking pursuant to Section 5.01(b) of the Illinois Administrative Procedure Act. In response, the Department stated that the rulemaking would have no economic effect on any member of the public. The Department reported that this rulemaking would have no effect on its budget, apparently grounding this statement in the conception that this rulemaking revises its existing "Project Chance" components of its AFDC rules.

Section 112.70(b)(1) of the Department's rulemaking states participation in the Department's JOBS program may be mandated if needed to serve adequate numbers in the target populations or if resources are available. As stated above in Recommendation 2, the Department was asked to provide standards governing when it would make participation a compulsory requirement. The Department responded by stating it did not know or have any policy considerations by which it would make such a determination. It could not offer any further information as to how it would establish whether sufficient Department resources were available to mandate participation.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 11)

This rulemaking does impose prospective new economic effects on the thousands of families subject to its provisions. The Department's policy changes regarding imposition of sanctions, especially if it ultimately chooses to require by administrative rule to mandate participation, clearly is an issue that should have received some treatment in its analysis of economic and budgetary effects.

More critically, how can the Department mandate participation, assuming "resources are available", if it also states that this rulemaking will have no effect on its budget. That either gives credence to the argument in Recommendation 2 that it does not intend to mandate participation or alternatively, that it has failed to adequately consider the economic and budgetary effects of this rulemaking.

The difficulties with the Department's responses to Joint Committee inquiries regarding this rulemaking are readily apparent: it proceeded with rulemaking in anticipation of statutory authority not yet effective, enacted or introduced; it also failed to proceed with rulemaking to implement the now present mandatory participation requirements in the Public Aid Code; it refuses to provide standards governing how it will determine whether Department resources for implementing mandatory participation are available; it declines to provide standards governing how assessments for categorizing various types of job training and educational placement are to be carried out. Given this Departmental posture, it cannot provide an accurate assessment of this rulemaking's budgetary and economic effects. Section 5.01(b) of the IAPA requires agencies to report on the economic and budgetary effects of proposed rulemaking. Section 4.02 of the IAPA requires agencies to provide standards, i.e., inform the public of their policies regarding administration of any program described in administrative rules. The Department's failure to address the economic and budgetary effects of this program is further evidence of its failure to provide standards informing the public of its anticipated administration of this program.

Therefore, the Joint Committee objects to the proposed rules of the Department of Public Aid entitled "Aid to Families with Dependent Children" (AFDC) (89 Ill. Adm. Code 112), because it finds that the Department has failed to adequately consider the economic and budgetary effects of this rulemaking.

8861123a

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

Heading of Part: Aid to Families with Dependent Children

Code Citation: 89 Ill. Adm. Code 12.83, 112.308 and 112.350 through 418

Section Numbers: 112.83
112.308
112.350 through 112.418

Date Originally Published in Illinois Register: January 19, 1990
14 Ill. Reg. 1123

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objection is as follows:

The Joint Committee objects to the proposed rulemaking of the Department of Public Aid entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112; 14 Ill. Reg. 1123), because the Department has implemented this rulemaking prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.01(c) of the IAPA.

In addition, the Joint Committee objects to the Department of Public Aid's rulemaking, because the Department has employed "anticipatory rulemaking" in advance of the enactment of necessary statutory authorization for key program requirements contained in this rulemaking.

This rulemaking amends the Project Chance rules of the Department of Public Aid. The rulemaking is designed to implement Title 11 of the federal Family Support Act of 1989 (P.L. 100-485) which creates the Job Opportunities and Basic Skills Training (JOBS) Programs for recipients of AFDC benefits to become self-sufficient by providing employment related activities and support services. The instant amendments affect Sections 112.83, 112.308, and 112.350 through 112.418 which guarantee child care for persons receiving AFDC benefits who participate in the Project Chance program.

During the course of the Joint Committee's review of this rulemaking, the Joint Committee received public comment indicating that the Department had already implemented this rulemaking. The Department

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 2)

was questioned on this point, and the Department acknowledged that it had in fact instituted the policy changes indicated by this rulemaking's amendments. Further evidence of the Department's action was confirmed by numerous Departmental policy manuals, (Chapter 1205, Project Chance, and Chapter 1210, Young Parents Program, both dated April 1, 1990), containing this rulemaking's amendments.

The Department should not have instituted its program changes which were not adopted in accordance with rulemaking procedures. The IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02, and 5.03, whichever is applicable" (emphasis added). In this instance, the Department chose to implement its rules under the general rulemaking procedures of Section 5.01 which prescribe that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule." The Department has failed to comply with the requirements of Sections 4(c), 5(a) and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time that the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of Section 5.01 of the IAPA. As previously stated, the Department admits it has implemented this rulemaking prior to the conclusion of the general rulemaking procedures of Section 5.01 of the IAPA.

In addition, at the time this rulemaking was implemented, the Department lacked statutory authority to permit participation to be limited to volunteers, or as Department resources permitted. Section 112.83(a) states that participation in the Young Parents Program is considered the same as participation in Project Chance. Section 112.70 of the

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 3)

Department's rulemaking states the program will have as its first priority individuals who volunteer to participate. Section 112.70(a) states non-exempt individuals are required to participate only to the extent that resources are available to serve individuals who are not volunteers. Section 112.70(b) sets out the priority by which participants are selected. Section 112.83(c)(1) of the amended rulemaking states that participants will be advised as to the voluntary and mandatory aspects of the Program. Section 4-1.9 of the Public Aid Code provides that parents and children over 16 must participate in educational and vocational programs provided pursuant to Section 9-5 of the Code. Section 4-1.10 of the Code states an individual must accept assignment to job search, training and work programs established under Section 9-6 of the Code. Section 9-6 of the Code states the Department is to mandate such programs for all recipients categorized as nonexempt by federal standards.

The Department was asked to provide its statutory basis for allowing only volunteers to participate in Project Chance program components, for prioritizing their admittance into the program, and for limiting participation only if resources are available, when the statutes cited above appear to make participation mandatory for all persons not exempt under federal rules.

The Department conceded existing statutory language appeared to require mandatory participation. The Department reported its rulemaking was prepared in anticipation of legislation that would relax the compulsory elements of this program. Senate Bill 2187 amends the Public Aid Code by adding a new Section 9A-4 of the Code which states:

Except for those exempted under subsection (b) below, and to the extent resources permit, the Illinois Department as a condition of eligibility for public aid, may, as provided by rule, require all recipients to participate in an education, training, and employment program, which shall include accepting suitable employment and refraining from terminating employment or reducing earnings without good cause.

If approved by the Governor, Senate Bill 2187 provides that the above-quoted provision shall be effective July 1, 1990.

ILLINOIS REGISTER

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 4)

Senate Bill 2187 was introduced April 6, 1990. This rulemaking was first proposed January 9, 1990. This rulemaking would probably require at least 30 days for internal Departmental policy review and preparation prior to publication of its first notice. The Department has been actively pursuing program policy changes for which it lacked statutory authority for at least six months prior to the effective date of legislation, which it hopes will authorize it to pursue this program. The Department has put the cart before the horse in two respects: it has admitted implementing this rulemaking prior to the adoption of necessary administrative rules and it has pursued this rulemaking months prior to the introduction, enactment or approval of legislation absolutely necessary to relax the mandatory participation requirements now present in the Public Aid Code.

Therefore, the Joint Committee objects to the proposed rulemaking of the Department of Public Aid entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112; 14 Ill. Reg. 1123), because the Department has implemented this rulemaking prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.01(c) of the IAPA.

In addition, the Joint Committee objects to the Department of Public Aid's rulemaking, because the Department has employed "anticipatory rulemaking" in advance of the enactment of necessary statutory authorization for key program requirements contained in this rulemaking.

8861123b

ILLINOIS REGISTER

12966
90JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

Heading of Part:

Aid to Families with Dependent Children

Code Citation:

89 Ill. Adm. Code 112

Section Numbers:

112.9

Date Originally Published in Illinois Register:February 23, 1990
14 Ill. Reg. 2798

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objections are as follows:

Objection 1

The Joint Committee objects to Section 112.9(d) of the Department of Public Aid's rules entitled "Aid to Families With Dependent Children" (AFDC) (89 Ill. Adm. Code 112) because the Department requires applicants for AFDC program assistance at their screening to be informed, in writing of any information they are to provide at the eligibility interview, prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Section 4(c), 5(a) and 5.01(c) of the IAPA.

This rulemaking amends the Department of Public Aid's rules entitled "Aid to Families With Dependent Children" (89 Ill. Adm. Code 112). This rulemaking establishes specific time frames for the return of information by an applicant necessary to determine his or her eligibility for assistance under the Aid to Families With Dependent Children Program. In addition this rulemaking provides that applicants for AFDC program assistance at their screening are to be informed, in writing of any information they are to provide at their eligibility interview.

Section 112.9(d) provides "At screening applicants are to be informed, in writing, of any information they are to provide at the eligibility interview."

On June 4, 1990 the Department issued AFDC Categorical Assistance Manual Release PO-315(6a) which implemented the following policy in Section 351.9: "At screening, applicants are to be informed, in writing, of any information they are to provide at the eligibility interview."

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 2)

The Department was asked to comment on the fact that it appears that the Department has instituted the policy that applicants for AFDC program assistance shall be informed in writing at their screening, of any information they are to provide at their eligibility interview, before the amendment to these rules has been adopted. The Department explained that if a policy release has been made then the Department is currently implementing the policy of that release. The Department said that once a policy release has been made, there is no way to stop it from being implemented. The Department said that this rulemaking works in favor of the AFDC recipients.

Although having AFDC program assistance applicants at their screening informed, in writing, of any information they are to provide at the eligibility interview is no doubt beneficial to Aid to Families with Dependent Children recipients, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rules is effective against any persons or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the Department of Public Aid chose to implement its rules under the general rulemaking procedures of Section 5.01. The Department of Public Aid, however, did not comply with Section 5.01(c) which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule." The Department of Public Aid has failed to comply with the requirements of Sections 4(c), 5(a) and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of Section 5.01 of the IAPA. As previously stated the Department of Public Aid admits that the policy of having AFDC program applicants at their

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 3)

screening informed, in writing, of any information they are to provide at the eligibility interview, has been implemented prior to the adoption of this rulemaking.

Therefore, the Joint Committee objects to Section 112.9(d) of the Department of Public Aid's rules entitled "Aid to Families With Dependent Children" (AFDC) (89 Ill. Adm. Code 112) because the Department requires applicants for AFDC program assistance at their screening to be informed, in writing of any information they are to provide at the eligibility interview, prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Section 4(c), 5(a) and 5.01(c) of the IAPA.

Objection 2

The Joint Committee objects to Section 112.9(e) of the Department of Public Aid's rules entitled "Aid to Families With Dependent Children (AFDC)" (89 Ill. Adm. Code 112) because the Department is requiring that applicants for AFDC assistance shall at their eligibility interview or at any time during the application process, provide requested information in their possession to the Department of Public Aid in ten days or their application for AFDC assistance shall be denied, prior to completion of the required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.01(c) of the IAPA.

This rulemaking amends the Department of Public Aid's rules entitled "Aid to Families With Dependent Children" (89 Ill. Adm. Code 112). This rulemaking establishes specific time frames for the return of information by an applicant necessary to determine his or her eligibility for assistance under the Aid to Families With Dependent Children Program. In addition this rulemaking provides that applicants for AFDC program assistance at their screening are to be informed, in writing of any information they are to provide at their eligibility interview.

Section 112.9(e) provides:

At the eligibility interview or at any time during the application process, when the applicant is requested to provide information in his or her possession, the Department will allow ten (10) days for the return of the requested information. The first day of the ten (10) day period is the calendar day

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 4)

following the date the information request form is sent or given to the applicant. The last day of the ten (10) day period must be a work day and is to be indicated on the information request form. If the applicant does not provide the information by the date on the information request form, the application shall be denied on the following work day.

On June 4, 1990 the Department issued AFDC Categorical Assistance Manual Release PO-315(6a) which implemented the following policy in Section 315.9:

315.9 Obtaining Verification

If, at the eligibility interview, it is determined that additional information is needed, provide the client a second written notice indicating those items which are not included on the first request and any items on the first notice which have not been received. Allow the client an additional 10 calendar days to provide the required information. Indicate the last day by which the information must be received in the local office.

The Department was asked to comment on the fact that it appears that the Department has instituted the above policy contained in the AFDC Policy Manual prior to the amendment to those rules being adopted. The Department explained that if a policy release is made then the Department is currently implementing the policy of that release. The Department said that once a policy release has been made, there is no way to stop it from being implemented. The Department said that this rulemaking works in favor of the AFDC recipients.

Although the above policy works in the AFDC recipient's favor, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 5)

Secretary of State as required by this Act". In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the Department of Public Aid chose to implement its rules under the general rulemaking procedures of Section 5.01. The Department of Public Aid, however, did not comply with Section 5.01(c) which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule". The Department of Public Aid has failed to comply with the requirements of Sections 4(c), 5(a) and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time that the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of Section 5.01 of the IAPA. As previously stated the Department of Public Aid admits that the policy of requiring applicants for AFDC assistance at their eligibility interview or at any time during the application process, to provide requested information in their possession to the Department of Public Aid in ten days or their application for AFDC assistance shall be denied, has been implemented prior to the adoption of this rulemaking.

Therefore, the Joint Committee objects to Section 112.9(e) of the Department of Public Aid's rules entitled "Aid to Families With Dependent Children (AFDC)" (89 Ill. Adm. Code 112) because the Department is requiring that applicants for AFDC assistance shall at their eligibility interview or at any time during the application process, provide requested information in their possession to the Department of Public Aid in ten days or their application for AFDC assistance shall be denied, prior to completion of the required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.01(c) of the IAPA.

Objection 3

The Joint Committee objects to the Department of Public Aid's rules entitled "Aid to Families With Dependent Children" (89 Ill. Adm. Code

112) because the Department violated Section 5.01(a)(5) of the Illinois Administrative Procedure Act because it failed to consider all public comments received regarding this rulemaking.

The Department of Public Aid received a letter dated March 21, 1990 commenting on this rulemaking from a Mr. Thomas Grippando. Mr. Grippando's letter dated March 21, 1990 contained the following:

The suggested rules provide that, at screening, applicants are to be informed in writing of the information they are to bring to the eligibility interview. The client should also be advised in writing that the obligation for obtaining verification is a joint obligation, shared by the client and the local office, and that IDPA will assist the client, if requested to do so.

Current regulations require that the Department will assist only upon the client's request. Most recipients and applicants are unaware of the Department's obligation and therefore are unlikely to request the assistance.

The proposed revisions to the regulations require that if "the applicant does not provide the information by the date on the information request form, the application shall be denied." Read literally, this language would require a denial, even where the Department provided the client an extension of time. I am certain that the drafters of the proposed regulations did not intend this result.

More important, the proposed regulations would mandate a denial even where the client and the local office were unable to obtain third party information. As drafted, the regulations would impose on many clients impermissible eligibility requirements which they will not be able to fulfill though they

do not both the financial and nonfinancial eligibility criteria.

I suggest that the written verification requirement be satisfied by having the client sign an affidavit verifying that she did contact the third party and requested the necessary information.

The suggested regulations provide that where the client is given an extension, she has until 90 days from the date of application to submit necessary documentation.

Forty-five days after the date of the application, where the local office and the client are unable to obtain the necessary documentation from third parties, the client should be allowed to sign an affidavit verifying that she meets the relevant eligibility requirement. At that point, the application should be approved on the basis of presumptive eligibility, unless the Department has evidence indicating that the client is ineligible.

In the second notice materials, under the section entitled "Text and location of any changes made to the proposed rulemaking during the First Notice Period" the Department stated: "A letter was received from Thomas Grippando, United Charities, Legal Aid Bureau, 14 East Jackson, Chicago, Illinois 60604. Mr Grippando made numerous comments, however, none of his comments related to this rulemaking. Therefore, with respect to his comments and this rulemaking, there is nothing for the Department to evaluate."

The Department was asked to explain the reason it could not evaluate the above information in the second notice materials because it appears that the above information contained in Mr. Grippando's letter relates to this rulemaking.

The Department stated that this rulemaking places into the rule specific timeframes for the return of information necessary to determine an individual's eligibility for assistance under the Aid to Families With

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 8)

Dependent Children program. The Department said that Mr. Grippando's letters contained numerous comments which do not relate to timeframes. The Department said that they have been talking to Mr. Grippando for the last six to eight months regarding numerous issues concerning the Aid to Families With Dependent Children program rules. Presently, the Department is studying his recommendations and if determined that further rulemaking is necessary the Department will promulgate additional rule changes.

Section 5.01(a)(5) of the Illinois Administrative Procedure Act (IAPA) (Ill. Stat. Rev. Stat. 1989, ch. 127, par. 1005.01(a)(5)) provides:

5.01 General rulemaking. In all rulemaking to which Sections 5.02 and 5.03 do not apply, each agency shall"

(a) Give at least 45 days' notice of its intended action to the general public. This first notice period shall commence on the first day the notice appears in the Illinois Register. The first notice shall include:

5) The time, place and manner in which interested persons may present their views and comments concerning the proposed rules.

During the first notice period, the agency shall provide all interested persons who submit a request to comment within the first 14 days of the notice period reasonable opportunity to submit data, views, arguments or comments, which may, in the discretion of the agency, be submitted either orally or in writing or both. The notice published in the Illinois Register shall indicate the manner selected by the agency for such submissions. The agency shall consider all submissions received.

The Department's statement that Mr. Grippando's March 21, 1990, letter contained comments which do not relate to timeframes and therefore, the Department was not required to comment on them, is incorrect. Mr.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 9)

Grippando's letter has two comments that pertain to timeframes which are as follows:

1. The suggested regulations provide that where the client is given an extension, he has until 90 days from the date of application to submit necessary documentation.
2. Forty-five days after the date of the application, where the local office and the client are unable to obtain the necessary documentation from third parties, the client should be allowed to sign an affidavit verifying that she meets the relevant eligibility requirement. At that point, the application should be approved on the basis of presumptive eligibility, unless the Department has evidence indicating that the client is ineligible.

Also in the second notice materials, under the section entitled "Text and location of any changes made to the proposed rulemaking during the First Notice Period" the Department stated:

"Mr. Grippando made numerous comments, however, none of his comments related to this rulemaking. Therefore, with respect to his comments and this rulemaking, there is nothing for the Department to evaluate".

This is an incorrect assessment of the comments contained in Mr. Grippando's letter. There are several comments in Mr. Grippando's letter that relate to this rulemaking.

Section 112.9(d) provides "At screening, applicants are to be informed, in writing, of any information they are to provide at the eligibility interview".

The following comments found in Mr. Grippando's letter relate to Section 112.9(d) and are as follows:

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 10)

The suggested rules provide that, at screening, applicants are to be informed in writing of the information they are to bring to the eligibility interview. The client should also be advised in writing that the obligation for obtaining verification is a joint obligation, shared by the client and the local office, and that IDPA will assist the client, if requested to do so.

Current regulations require that the Department will assist only upon the client's request. Most recipients and applicants are unaware of the Department's obligation and therefore are unlikely to request the assistance.

Section 112.9(e) provides in part "If the applicant does not provide the information by the date on the information request form, the application shall be denied on the following work day".

Section 112.9(f) provides in part "If the applicant does not provide the information or the verification that the information was requested by the date on the information request form, the application shall be denied on the following work day".

The following comments found in Mr. Grippando's letter relate to Sections 112.9(e) and (f) are as follows:

The proposed revisions to the regulations require that if "the applicant does not provide the information by the date on the information request form, the application shall be denied". Read literally, this language would require a denial, even where the Department provided the client an extension of time. I am certain that the drafters of the proposed regulations did not intend this result.

More important, the proposed regulations would mandate a denial even where the client and the local office were unable to obtain third party information. As drafted, the

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 11)

regulations would impose on many clients impermissible eligibility requirements which they will not be able to fulfill though they do meet both the financial and nonfinancial eligibility criteria.

I suggest that the written verification requirement be satisfied by having the client sign an affidavit verifying that she did contact the third party and requested the necessary information.

From the above information, it is apparent that the comments contained in Mr. Grippando's letter to the Department of Public Aid dated March 21, 1990, not only relate to this rulemaking, but also address timeframes which is contrary to the Department's position that "there is nothing for the Department to evaluate". Section 5.01(a)(5) of the IAPA requires that "in all rulemakings to which Sections 5.02 and 5.03 do not apply, each agency shall consider all submissions received". The Department did not consider all the submissions, as evidenced by stating, in the second notice materials, "Mr. Grippando made numerous comments, however, none of his comments related to this rulemaking. Therefore, with respect to his comments, and this rulemaking, there is nothing for the Department to evaluate".

Therefore, the Joint Committee objects to the Department of Public Aid's rules entitled "Aid to Families With Dependent Children" (89 Ill. Adm. Code 112) because the Department violated Section 5.01(a)(5) of the Illinois Administrative Procedure Act because it failed to consider all public comments received regarding this rulemaking.

8862798

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

Heading of Part: Aid to Families with Dependent Children

Code Citation: 89 Ill. Adm. Code 112

Section Numbers: 112.130
112.141
112.143
112.145
112.147

Date Originally Published in Illinois Register: April 20, 1990
14 Ill. Reg. 5695

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objection is as follows:

The Joint Committee objects to Sections 112.130(d)(1), 112.141(a), 112.143(b) and (d)(1), 112.145(d) and 112.147(d) of the rules of the Department of Public Aid entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112 Subpart G) because by issuing an "AFDC Manual Release" on January 24, 1990 which implements the policy of making the child care deduction \$200 for each child under the age of two and \$175.00 for each child age two and over and the policy of increasing the deduction for employment expenses from \$75 to \$90, (AFDC Categorical Assistance Manual, PO-510(2) through PO-510(6)) the Department has implemented this rule prior to the completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(d) and 5.01(c) of the IAPA.

The proposed amendments to 89 Ill. Adm. Code 112.130(d)(1), 112.141(a), 112.143(b), 112.145(d) and 112.147(d) increase the employment expense deduction of AFDC recipients from \$75 to \$90. The proposed amendment to Section 112.143(d)(1) changes the criteria for the amount of child care deduction from whether or not the AFDC recipient has full or part-time employment to whether the child is over or under age two. Section 112.143(d)(1) also increases the maximum child care deduction from \$128 for an AFDC recipient employed less than full-time and \$160 for an AFDC recipient employed full-time to \$175 for each child age two and over and \$200 for each child under age two.

ILLINOIS REGISTER
JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 2)

The Department's first notice for this rulemaking appeared on April 20, 1990. However, on January 24, 1990 the Department issued AFDC Categorical Assistance Manual Releases PO-510(2) through PO-510(6) which implemented the policy of this rulemaking. The Department was asked to comment on the policy manual releases.

The Department explained that if a policy release is made then the Department is currently implementing the policy of that release. The Department explained that in an agency the size of the Department it is difficult to coordinate all actions of the agency. The Department explained that this rulemaking works in favor of AFDC recipients, and that the rule and policy release are in response to a change in federal law.

Although the increases in child care and work expense deductions are no doubt beneficial to AFDC recipients, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the Department chose to implement its rules under the general rulemaking procedure of Section 5.01. The Department, however did not comply with Section 5.01(c) which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule." The Department has failed to comply with the requirements of Sections 4(c), 5(a) and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of Section 5.01 of the IAPA. As previously stated, the Department admits implementing the change in child care and work expense deductions prior

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 3)

to the conclusion of the general rulemaking procedure of Section 5.01 of the IAPA.

Therefore, the Joint Committee objects to Sections 112.130(d)(1), 112.141(a), 112.143(b) and (d)(1), 112.145(d) and 112.147(d) of the rules of the Department of Public Aid entitled "Aid to Families with Dependent Children" (89 Ill. Adm. Code 112. Subpart G) because by issuing an "AFDC Manual Release" on January 24, 1990 which implements the policy of making the child care deduction \$200 for each child under the age of two and \$175.00 for each child age two and over and the policy of increasing the deduction for employment expenses from \$75 to \$90, (AFDC Categorical Assistance Manual, PO-510(2) through PO-510(6)) the Department has implemented this rule prior to the completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(d) and 5.01(c).

8865695

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

Heading of Part: Aid to Families with Dependent Children

Code Citation: 89 Ill. Adm. Code 112

Section Numbers: 112.330

Date Originally Published in Illinois Register: April 27, 1990
14 Ill. Reg. 5923

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objection is as follows:

The Joint Committee objects to Section 112.330(a) of the Department of Public Aid's rules entitled "Aid to Families With Dependent Children" (89 Ill. Adm. Code 112) because the Department has allowed a twelve month extension of medical assistance for AFDC cases when AFDC assistance is terminated due to increased hours or increased income from employment prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a), and 5.01(c) of the IAPA.

Section 112.300 provides, in part, the following: "A twelve (12) month extension of medical assistance shall be provided for AFDC cases when AFDC assistance is terminated due to increased hours or increased income from employment."

In the Aid to Families with Dependent Children (AFDC) Department of Public Aid Policy Manual Section 1100.5 provides:

Twelve Month Extension of Medical Assistance

A twelve month extension of medical assistance is provided for AFDC and RRA families when assistance is terminated due to employment earnings or increased hours of employment. Employment earnings include initial or increased income from employment.

The twelve month period begins, with the earliest month for which assistance could

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYJOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 2)

have been terminated. Eligibility for medical assistance stops at the end of the twelve month period.

The date the above information appeared in the Department of Public Aid's AFDC Medical Assistance Program Policy Manual is February 7, 1990.

The Department was asked to comment on the fact that it appears that the Department has instituted the policy of the twelve month extension of medical assistance in the AFDC program before the amendment to these rules has been adopted. The Department explained that if a policy release is made then the Department is currently implementing the policy of that release. The Department further explained that in an agency the size of the Department of Public Aid it is difficult to coordinate all actions of the agency. The Department said that this rulemaking works in favor of the Aid to Families with Dependent Children (AFDC) recipient and the rule and policy release are in response to a change in the federal law entitled "Family Support Act" (P.L. 100-485).

Although the twelve month extension of medical assistance for AFDC cases when AFDC assistance is terminated due to increased hours or increased income from employment is beneficial to AFDC recipients, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02, and 5.03, whichever is applicable" (emphasis added). In this instance the Department of Public Aid chose to implement its rules under the general rulemaking procedures of Section 5.01. The Department of Public Aid, however, did not comply with Section 5.01(c) which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule." The Department of Public Aid has failed to comply with the requirements of Sections 4(c), 5(a) and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

STATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 3)

This is not the first time that the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of Section 5.01 of the IAPA. As previously stated the Department of Public Aid admits that the policy, of allowing a twelve month extension of medical assistance for AFDC cases when AFDC assistance is terminated due to increased hours or increased income from employment, has been implemented prior to the adoption of this rulemaking.

Therefore, the Joint Committee objects to Section 112.330(a) of the Department of Public Aid's rules entitled "Aid to Families With Dependent Children" (89 Ill. Adm. Code 112) because the Department has allowed a twelve month extension of medical assistance for AFDC cases when AFDC assistance is terminated due to increased hours or increased income from employment prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a), and 5.01(c) of the IAPA.

8865923

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

Heading of Part: Aid to the Aged, Blind or Disabled

Code Citation: 89 Ill. Adm. Code 113

Section Numbers: 113.9

Date Originally Published in Illinois Register: February 23, 1990
14 Ill. Reg. 2811

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objections are as follows:

Objection 1

The Joint Committee objects to Section 113.9(d) of the Department of Public Aid's rules entitled "Aid to the Aged, Blind or Disabled (AABD)" (89 Ill. Adm. Code 113) because the Department requires applicants for (AABD) program assistance at their screening to be informed, in writing of any information they are to provide at the eligibility interview, prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Section 4(c), 5(a) and 5.01(c) of the IAPA.

This rulemaking amends the Department of Public Aid's rules entitled "Aid to the Aged, Blind or Disabled" (89 Ill. Adm. Code 113). This rulemaking establishes specific time frames for the return of information by an applicant necessary to determine his or her eligibility for assistance under the Aid to the Aged, Blind or Disabled Program. In addition this rulemaking provides that applicants for (AABD) program assistance at their screening are to be informed, in writing of any information they are to provide at their eligibility interview.

Section 113.9(d) provides "At screening applicants are to be informed, in writing, of any information they are to provide at the eligibility interview."

On April 28, 1989 the Department issued AABD Categorical Assistance Manual Release PO-315(7) which implemented the following policy in

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 2)

Section 315.8: "At screening, applicants are to be informed, in writing, of any information they are to provide at the eligibility interview."

The Department was asked to comment on the fact that it appears that the Department has instituted the policy that applicants for AABD program assistance shall be informed in writing at their screening, of any information they are to provide at their eligibility interview, before the amendment to these rules has been adopted. The Department explained that if a policy release has been made then the Department is currently implementing the policy of that release. The Department said that once a policy release has been made, there is no way to stop it from being implemented. The Department said that this rulemaking works in favor of the AABD recipients.

Although having AABD program assistance applicants at their screening informed, in writing, of any information they are to provide at the eligibility interview is no doubt beneficial to AABD recipients, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rules is effective against any persons or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the Department of Public Aid chose to implement its rules under the general rulemaking procedures of Section 5.01. The Department of Public Aid, however, did not comply with Section 5.01(c) which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule." The Department of Public Aid has failed to comply with the requirements of Sections 4(c), 5(a) and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 3)

Section 5.01 of the IAPA. As previously stated the Department of Public Aid admits that the policy of having AABD program applicants at their screening informed, in writing, of any information they are to provide at the eligibility interview, has been implemented prior to the adoption of this rulemaking.

Therefore, the Joint Committee objects to Section 113.9(d) of the Department of Public Aid's rules entitled "Aid to the Aged, Blind or Disabled" (AABD) (89 Ill. Adm. Code 113) because the Department requires applicants for AABD program assistance at their screening to be informed, in writing of any information they are to provide at the eligibility interview, prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Section 4(c), 5(a) and 5.01(c) of the IAPA.

Objection 2

The Joint Committee objects to Section 113.9(e) of the Department of Public Aid's rules entitled "Aid to the Aged, Blind or Disabled (AABD)" (89 Ill. Adm. Code 113) because the Department is requiring that applicants for AABD assistance shall at their eligibility interview or at any time during the application process, provide requested information in their possession to the Department of Public Aid in ten days or their application for AABD assistance shall be denied, prior to completion of the required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.01(c) of the IAPA.

This rulemaking amends the Department of Public Aid's rules entitled "Aid to the Aged, Blind or Disabled" (89 Ill. Adm. Code 113). This rulemaking establishes specific time frames for the return of information by an applicant necessary to determine his or her eligibility for assistance under the Aid to the Aged, Blind or Disabled Program. In addition this rulemaking provides that applicants for AABD program assistance at their screening are to be informed, in writing of any information they are to provide at their eligibility interview.

Section 113.9(e) provides:

At the eligibility interview or at any time during the application process, when the applicant is requested to provide information in his or her possession, the Department will allow ten (10) days for the return of the

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 4)

requested information. The first day of the ten (10) day period is the calendar day following the date the information request form is sent or given to the applicant. The last day of the ten (10) day period must be a work day and is to be indicated on the information request form. If the applicant does not provide the information by the date on the information request form, the application shall be denied on the following work day.

On April 28, 1989 the Department issued AABD Categorical Assistance Manual Release PO-315(7) which implemented the following policy in Section 315.8.

315.8 Obtaining Verification

If, at the eligibility interview, it is determined that additional information is needed, provide the client a second written notice indicating those items which are not included on the first request and any items on the first notice which have not been received. Allow the client an additional 10 calendar days to provide the required information. Indicate the last day by which the information must be received in the local office.

The Department was asked to comment on the fact that it appears that the Department has instituted the above policy contained in the AABD Policy Manual prior to the amendment to those rules being adopted. The Department explained that if a policy release is made then the Department is currently implementing the policy of that release. The Department said that once a policy release has been made, there is no way to stop it from being implemented. The Department said that this rulemaking works in favor of the AABD recipients.

Although the above policy works in the AABD recipient's favor, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 5)

or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act. In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the Department of Public Aid chose to implement its rules under the general rulemaking procedures of Section 5.01. The Department of Public Aid, however, did not comply with Section 5.01(c) which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule". The Department of Public Aid has failed to comply with the requirements of Sections 4(c), 5(a) and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time that the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of Section 5.01 of the IAPA. As previously stated the Department of Public Aid admits that the policy of requiring applicants for AABD assistance at their eligibility interview or at any time during the application process, to provide requested information in their possession to the Department of Public Aid in ten days or their application for AABD assistance shall be denied, has been implemented prior to the adoption of this rulemaking.

Therefore, the Joint Committee objects to Section 113.9(e) of the Department of Public Aid's rules entitled "Aid to the Aged, Blind or Disabled (AABD)" (89 Ill. Adm. Code 113) because the Department is requiring that applicants for AABD assistance shall at their eligibility interview or at any time during the application process, provide requested information in their possession to the Department of Public Aid, in ten days or their application for AABD assistance shall be denied, prior to completion of the required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.01(c) of the IAPA.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 6)Objection 3

The Joint Committee objects to the Department of Public Aid's rules entitled "Aid to the Aged, Blind or Disabled" (89 Ill. Adm. Code 113) because the Department violated Section 5.01(a)(5) of the Illinois Administrative Procedure Act because it failed to consider all public comments received regarding this rulemaking.

The Department of Public Aid received a letter dated March 21, 1990 commenting on this rulemaking from a Mr. Thomas Grippando. Mr. Grippando's letter dated March 21, 1990 contained the following:

The suggested rules provide that, at screening, applicants are to be informed in writing of the information they are to bring to the eligibility interview. The client should also be advised in writing that the obligation for obtaining verification is a joint obligation, shared by the client and the local office, and that IDPA will assist the client, if requested to do so.

Current regulations require that the Department will assist only upon the client's request. Most recipients and applicants are unaware of the Department's obligation and therefore are unlikely to request the assistance.

The proposed revisions to the regulations require that if "the applicant does not provide the information by the date on the information request form, the application shall be denied." Read literally, this language would require a denial, even where the Department provided the client an extension of time. I am certain that the drafters of the proposed regulations did not intend this result.

More important, the proposed regulations would mandate a denial even where the client and the local office were unable to obtain third party information. As drafted, the

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 7)

regulations would impose on many clients impermissible eligibility requirements which they will not be able to fulfill though they do not both the financial and nonfinancial eligibility criteria.

I suggest that the written verification requirement be satisfied by having the client sign an affidavit verifying that she did contact the third party and requested the necessary information.

The suggested regulations provide that where the client is given an extension, she has until 90 days from the date of application to submit necessary documentation.

Forty-five days after the date of the application, where the local office and the client are unable to obtain the necessary documentation from third parties, the client should be allowed to sign an affidavit verifying that she meets the relevant eligibility requirement. At that point, the application should be approved on the basis of presumptive eligibility, unless the Department has evidence indicating that the client is ineligible.

In the second notice materials, under the section entitled "Text and location of any changes made to the proposed rulemaking during the First Notice Period" the Department stated: "A letter was received from Thomas Grippando, United Charities, Legal Aid Bureau, 14 East Jackson, Chicago, Illinois 60604. Mr. Grippando made numerous comments, however, none of his comments related to this rulemaking. Therefore, with respect to his comments and this rulemaking, there is nothing for the Department to evaluate."

The Department was asked to explain the reason it could not evaluate the above information in the second notice materials because it appears that the above information contained in Mr. Grippando's letter relates to this rulemaking.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 8)

The Department stated that this rulemaking places into the rule specific timeframes for the return of information necessary to determine an individual's eligibility for assistance under the Aid to the Aged, Blind or Disabled program. The Department said that Mr. Grippando's letters contained numerous comments which do not relate to timeframes. The Department said that they have been talking to Mr. Grippando for the last six to eight months regarding numerous issues concerning the Aid to the Aged, Blind or Disabled program rules. Presently, the Department is studying his recommendations and if determined that further rulemaking is necessary the Department will promulgate additional rule changes.

Section 5.01(a)(5) of the Illinois Administrative Procedure Act (IAPA) (Ill. Stat. Rev. Stat. 1989, ch. 127, par. 1005.01(a)(5)) provides:

5.01 General rulemaking. In all rulemaking to which Sections 5.02 and 5.03 do not apply, each agency shall"

(a) Give at least 45 days' notice of its intended action to the general public. This first notice period shall commence on the first day the notice appears in the Illinois Register. The first notice shall include:

5) The time, place and manner in which interested persons may present their views and comments concerning the proposed rules.

During the first notice period, the agency shall provide all interested persons who submit a request to comment within the first 14 days of the notice period reasonable opportunity to submit data, views, arguments or comments, which may, in the discretion of the agency, be submitted either orally or in writing or both. The notice published in the Illinois Register shall indicate the manner selected by the agency for such submissions. The agency shall consider all submissions received.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID
(Continued Page 9)

The following comments found in Mr. Grippando's letter relate to Section 113.9(d) and are as follows:

The Department's statement that Mr. Grippando's March 21, 1990, letter contained comments which do not relate to timeframes and therefore, the Department was not required to comment on them, is incorrect. Mr. Grippando's letter has two comments that pertain to timeframes which are as follows:

The suggested rules provide that, at screening, applicants are to be informed in writing of the information they are to bring to the eligibility interview. The client should also be advised in writing that the obligation for obtaining verification is a joint obligation, shared by the client and the local office, and that IDPA will assist the client, if requested to do so.

1. The suggested regulations provide that where the client is given an extension, he has until 90 days from the date of application to submit necessary documentation.

2. Forty-five days after the date of the application, where the local office and the client are unable to obtain the necessary documentation from third parties, the client should be allowed to sign an affidavit verifying that she meets the relevant eligibility requirement. At that point, the application should be approved on the basis of presumptive eligibility, unless the Department has evidence indicating that the client is ineligible.

Also in the second notice materials, under the section entitled "Text and location of any changes made to the proposed rulemaking during the First Notice Period" the Department stated:

"Mr. Grippando made numerous comments, however, none of his comments related to this rulemaking. Therefore, with respect to his comments and this rulemaking, there is nothing for the Department to evaluate".

This is an incorrect assessment of the comments contained in Mr. Grippando's letter. There are several comments in Mr. Grippando's letter that relate to this rulemaking.

Section 113.9(d) provides "At screening, applicants are to be informed, in writing, of any information they are to provide at the eligibility interview".

Current regulations require that the Department will assist only upon the client's request. Most recipients and applicants are unaware of the Department's obligation and therefore are unlikely to request the assistance.

Section 113.9(e) provides in part "If the applicant does not provide the information by the date on the information request form, the application shall be denied on the following work day".

Section 113.9(f) provides in part "If the applicant does not provide the information or the verification that the information was requested by the date on the information request form, the application shall be denied on the following work day".

The following comments found in Mr. Grippando's letter relate to Sections 113.9(e) and (f) are as follows:

The proposed revisions to the regulations require that if "the applicant does not provide the information by the date on the information request form, the application shall be denied". Read literally, this language would require a denial, even where the Department provided the client an extension of time. I am certain that the drafters of the proposed regulations did not intend this result.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 11)

More important, the proposed regulations would mandate a denial even where the client and the local office were unable to obtain third party information. As drafted, the regulations would impose on many clients impermissible eligibility requirements which they will not be able to fulfill though they do meet both the financial and nonfinancial eligibility criteria.

I suggest that the written verification requirement be satisfied by having the client sign an affidavit verifying that she did contact the third party and requested the necessary information.

From the above information, it is apparent that the comments contained in Mr. Grippando's letter to the Department of Public Aid dated March 21, 1990, not only relate to this rulemaking, but also address timeframes which is contrary to the Department's position that "there is nothing for the Department to evaluate". Section 5.01(a)(5) of the IAPA requires that "in all rulemakings to which Sections 5.02 and 5.03 do not apply, each agency shall consider all submissions received". The Department did not consider all the submissions, as evidenced by stating, in the second notice materials, "Mr. Grippando made numerous comments, however, none of his comments related to this rulemaking. Therefore, with respect to his comments, and this rulemaking, there is nothing for the Department to evaluate".

Therefore, the Joint Committee objects to the Department of Public Aid's rules entitled "Aid to the Aged, Blind or Disabled" (89 Ill. Adm. Code 113) because the Department violated Section 5.01(a)(5) of the Illinois Administrative Procedure Act because it failed to consider all public comments received regarding this rulemaking.

8862811

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

Heading of Part: General Assistance

Code Citation: 89 Ill. Adm. Code 114

Section Numbers: 114.9

Date Originally Published in Illinois Register:

February 23, 1990
14 Ill. Reg. 2821

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objections are as follows:

Objection 1

The Joint Committee objects to Section 114.9(d) of the Department of Public Aid's rules entitled "General Assistance" (GA) (89 Ill. Adm. Code 114) because the Department requires applicants for GA program assistance at their screening to be informed, in writing of any information they are to provide at the eligibility interview, prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Section 4(c), 5(a) and 5.01(c) of the IAPA.

This rulemaking amends the Department of Public Aid's rules entitled "General Assistance" (89 Ill. Adm. Code 114). This rulemaking establishes specific time frames for the return of information by an applicant necessary to determine his or her eligibility for assistance under the General Assistance Program. In addition this rulemaking provides that applicants for General Assistance program assistance at their screening are to be informed, in writing of any information they are to provide at their eligibility interview.

On April 28, 1989 the Department issued General Assistance Categorical Assistance Manual Release PO-315(5) which implemented the following policy in Section 315.8 "at screening, applicants are to be informed, in writing, of any information they are to provide at the eligibility interview".

The Department was asked to comment on the fact that it appears that the Department has instituted the policy that applicants for GA program

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 2)

assistance shall be informed in writing at their screening, of any information they are to provide at their eligibility interview, before the amendment to these rules has been adopted. The Department explained that if a policy release has been made then the Department is currently implementing the policy of that release. The Department said that once a policy release has been made, there is no way to stop it from being implemented. The Department said that this rulemaking works in favor of the GA recipients.

Although having GA program assistance applicants at their screening informed, in writing, of any information they are to provide at the eligibility interview is no doubt beneficial to General Assistance recipients, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rules is effective against any persons or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the Department of Public Aid chose to implement its rules under the general rulemaking procedures of Section 5.01. The Department of Public Aid, however, did not comply with Section 5.01(c) which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule." The Department of Public Aid has failed to comply with the requirements of Sections 4(c), 5(a) and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of Section 5.01 of the IAPA. As previously stated the Department of Public Aid admits that the policy of having GA program applicants at their screening informed, in writing, of any information they are to provide at

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 3)

the eligibility interview, has been implemented prior to the adoption of this rulemaking.

Therefore, the Joint Committee objects to Section 114.9(d) of the Department of Public Aid's rules entitled "General Assistance" (GA) (89 Ill. Adm. Code 114) because the Department requires applicants for GA program assistance at their screening to be informed, in writing, of any information they are to provide at the eligibility interview, prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Section 4(c), 5(a) and 5.01(c) of the IAPA.

Objection 2

The Joint Committee objects to Section 114.9(e) of the Department of Public Aid's rules entitled "General Assistance (GA)" (89 Ill. Adm. Code 114) because the Department is requiring that applicants for GA assistance shall at their eligibility interview or at any time during the application process, provide requested information in their possession to the Department of Public Aid in ten days or their application for GA assistance shall be denied, prior to completion of the required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.01(c) of the IAPA.

This rulemaking amends the Department of Public Aid's rules entitled "General Assistance" (89 Ill. Adm. Code 114). This rulemaking establishes specific time frames for the return of information by an applicant necessary to determine his or her eligibility for assistance under the General Assistance Program. In addition, this rulemaking provides that applicants for General Assistance program assistance at their screening are to be informed, in writing, of any information they are to provide at their eligibility interview.

Section 114.9(e) provides:

At the eligibility interview or at any time during the application process, when the applicant is requested to provide information in his or her possession, the Department will allow ten (10) days for the return of the requested information. The first day of the ten (10) day period is the calendar day following the date the information request form is sent or given to the applicant. The

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 4)

last day of the ten (10) day period must be a work day and is to be indicated on the information request form. If the applicant does not provide the information by the date on the information request form, the application shall be denied on the following work day.

On April 28, 1989 the Department issued General Assistance Categorical Assistance Manual Release PO-315(5) which implemented the following policy in Section 315.8.

315.8 Obtaining Verification

If, at the eligibility interview, it is determined that additional information is needed, provide the client a second written notice indicating those items which are not included on the first request and any items on the first notice which have not been received. Allow the client an additional 10 calendar days to provide the required information. Indicate the last day by which the information must be received in the local office.

The Department was asked to comment on the fact that it appears that the Department has instituted the above policy contained in the GA Policy Manual prior to the amendment to those rules being adopted. The Department explained that if a policy release is made then the Department is currently implementing the policy of that release. The Department said that once a policy release has been made, there is no way to stop it from being implemented. The Department said that this rulemaking works in favor of the GA recipients.

Although the above policy works in the GA recipient's favor, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act". In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 5)

any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the Department of Public Aid chose to implement its rules under the general rulemaking procedures of Section 5.01. The Department of Public Aid, however, did not comply with Section 5.01(c) which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule". The Department of Public Aid has failed to comply with the requirements of Sections 4(c), 5(a) and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time that the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of Section 5.01 of the IAPA. As previously stated the Department of Public Aid admits that the policy of requiring applicants for GA assistance at their eligibility interview or at any time during the application process, to provide requested information in their possession to the Department of Public Aid in ten days or their application for GA assistance shall be denied, has been implemented prior to the adoption of this rulemaking.

Therefore, the Joint Committee objects to Section 114.9(e) of the Department of Public Aid's rules entitled "General Assistance (GA)" (89 Ill. Adm. Code 114) because the Department is requiring that applicants for GA assistance shall at their eligibility interview or at any time during the application process, provide requested information in their possession to the Department of Public Aid in ten days or their application for GA assistance shall be denied, prior

Objection 3

The Joint Committee objects to the Department of Public Aid's rules entitled "General Assistance" (89 Ill. Adm. Code 114) because the Department violated Section 5.01(a)(5) of the Illinois Administrative Procedure Act because it failed to consider all public comments received regarding this rulemaking.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 6)

The Department of Public Aid received a letter dated March 21, 1990 commenting on this rulemaking from a Mr. Thomas Grippando. Mr. Grippando's letter dated March 21, 1990 contained the following:

The suggested rules provide that, at screening, applicants are to be informed in writing of the information they are to bring to the eligibility interview. The client should also be advised in writing that the obligation for obtaining verification is a joint obligation, shared by the client and the local office, and that IDPA will assist the client, if requested to do so.

Current regulations require that the Department will assist only upon the client's request. Most recipients and applicants are unaware of the Department's obligation and therefore are unlikely to request the assistance.

The proposed revisions to the regulations require that if "the applicant does not provide the information by the date on the information request form, the application shall be denied." Read literally, this language would require a denial, even where the Department provided the client an extension of time. I am certain that the drafters of the proposed regulations did not intend this result.

More important, the proposed regulations would mandate a denial even where the client and the local office were unable to obtain third party information. As drafted, the regulations would impose on many clients impermissible eligibility requirements which they will not be able to fulfill though they do not both the financial and nonfinancial eligibility criteria.

I suggest that the written verification requirement be satisfied by having the client

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 7)

sign an affidavit verifying that she did contact the third party and requested the necessary information.

The suggested regulations provide that where the client is given an extension, she has until 90 days from the date of application to submit necessary documentation.

Forty-five days after the date of the application, where the local office and the client are unable to obtain the necessary documentation from third parties, the client should be allowed to sign an affidavit verifying that she meets the relevant eligibility requirement. At that point, the application should be approved on the basis of presumptive eligibility, unless the Department has evidence indicating that the client is ineligible.

In the second notice materials, under the section entitled "Text and location of any changes made to the proposed rulemaking during the First Notice Period" the Department stated: "A letter was received from Thomas Grippando, United Charities, Legal Aid Bureau, 14 East Jackson, Chicago, Illinois 60604. Mr Grippando made numerous comments, however, none of his comments related to this rulemaking. Therefore, with respect to his comments and this rulemaking, there is nothing for the Department to evaluate."

The Department was asked to explain the reason it could not evaluate the above information in the second notice materials because it appears that the above information contained in Mr. Grippando's letter relates to this rulemaking.

The Department stated that this rulemaking places into the rule specific timeframes for the return of information necessary to determine an individual's eligibility for assistance under the General Assistance program. The Department said that Mr. Grippando's letters contained numerous comments which do not relate to timeframes. The Department said that they have been talking to Mr. Grippando for the last six to eight months regarding numerous issues concerning the General Assistance program rules. Presently, the Department is studying his

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 8)

recommendations and if determined that further rulemaking is necessary the Department will promulgate additional rule changes.

Section 5.01(a)(5) of the Illinois Administrative Procedure Act (IAPA) (Ill. Stat. Rev. Stat. 1989, ch. 127, par. 1005.01(a)(5)) provides:

5.01 General rulemaking. In all rulemaking to which Sections 5.02 and 5.03 do not apply, each agency shall"

(a) Give at least 45 days' notice of its intended action to the general public. This first notice period shall commence on the first day the notice appears in the Illinois Register. The first notice shall include:

5) The time, place and manner in which interested persons may present their views and comments concerning the proposed rules.

During the first notice period, the agency shall provide all interested persons who submit a request to comment within the first 14 days of the notice period reasonable opportunity to submit data, views, arguments or comments, which may, in the discretion of the agency, be submitted either orally or in writing or both. The notice published in the Illinois Register shall indicate the manner selected by the agency for such submissions. The agency shall consider all submissions received.

The Department's statement that Mr. Grippando's March 21, 1990, letter contained comments which do not relate to timeframes and therefore, the Department was not required to comment on them, is incorrect. Mr. Grippando's letter has two comments that pertain to timeframes which are as follows:

1. The suggested regulations provide that where the client is given an extension, he has until 90 days from the date of

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 9)

application to submit necessary documentation.

2. Forty-five days after the date of the application, where the local office and the client are unable to obtain the necessary documentation from third parties, the client should be allowed to sign an affidavit verifying that she meets the relevant eligibility requirement. At that point, the application should be approved on the basis of presumptive eligibility, unless the Department has evidence indicating that the client is ineligible.

Also in the second notice materials, under the section entitled "Text and location of any changes made to the proposed rulemaking during the First Notice Period" the Department stated:

"Mr. Grippando made numerous comments, however, none of his comments related to this rulemaking. Therefore, with respect to his comments and this rulemaking, there is nothing for the Department to evaluate".

This is an incorrect assessment of the comments contained in Mr. Grippando's letter. There are several comments in Mr. Grippando's letter that relate to this rulemaking.

Section 114.9(d) provides "At screening, applicants are to be informed, in writing, of any information they are to provide at the eligibility interview".

The following comments found in Mr. Grippando's letter relate to Section 114.9(d) and are as follows:

The suggested rules provide that, at screening, applicants are to be informed in writing of the information they are to bring to the eligibility interview. The client should also be advised in writing that the obligation for obtaining verification is a joint obligation, shared by the client and the local

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 10)

office, and that IDPA will assist the client, if requested to do so.

Current regulations require that the Department will assist only upon the client's request. Most recipients and applicants are unaware of the Department's obligation and therefore are unlikely to request the assistance.

Section 114.9(e) provides in part "If the applicant does not provide the information by the date on the information request form, the application shall be denied on the following work day".

Section 114.9(f) provides in part "If the applicant does not provide the information or the verification that the information was requested by the date on the information request form, the application shall be denied on the following work day".

The following comments found in Mr. Grippando's letter relate to Sections 114.9(e) and (f) are as follows:

The proposed revisions to the regulations require that if "the applicant does not provide the information by the date on the information request form, the application shall be denied". Read literally, this language would require a denial, even where the Department provided the client an extension of time. I am certain that the drafters of the proposed regulations did not intend this result.

More important, the proposed regulations would mandate a denial even where the client and the local office were unable to obtain third party information. As drafted, the regulations would impose on many clients impermissible eligibility requirements which they will not be able to fulfill though they do meet both the financial and nonfinancial eligibility criteria.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 11)

I suggest that the written verification requirement be satisfied by having the client sign an affidavit verifying that she did contact the third party and requested the necessary information.

From the above information, it is apparent that the comments contained in Mr. Grippando's letter to the Department of Public Aid dated March 21, 1990, not only relate to this rulemaking, but also address timeframes which is contrary to the Department's position that "there is nothing for the Department to evaluate". Section 5.01(a)(5) of the IAPA requires that "in all rulemakings to which Sections 5.02 and 5.03 do not apply, each agency shall consider all submissions received". The Department did not consider all the submissions, as evidenced by stating, in the second notice materials, "Mr. Grippando made numerous comments, however, none of his comments related to this rulemaking. Therefore, with respect to his comments, and this rulemaking, there is nothing for the Department to evaluate".

Therefore, the Joint Committee objects to the Department of Public Aid's rules entitled "General Assistance" (89 Ill. Adm. Code 114) because the Department violated Section 5.01(a)(5) of the Illinois Administrative Procedure Act because it failed to consider all public comments received regarding this rulemaking.

8862821

ILLINOIS REGISTER
JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY13006
90

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

Heading of Part:

General Assistance

Code Citation:

89 Ill. Adm. Code 114

Section Numbers:114.235
114.241Date Originally Published in Illinois Register:April 20, 1990
14 Ill. Reg. 5713

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objection is as follows:

The Joint Committee objects to Sections 114.235(b) and (c) and Section 114.241(d) of the rules of the Department of Public Aid entitled "General Assistance" (89 Ill. Adm. Code 114.235(b) and (c)) because by issuing a "GA Manual Release" on January 24, 1990 which implements the policy of making the child care deduction \$200 for each child under the age of two and \$175.00 for each child age two and over and the policy of increasing the deduction for employment expenses from \$75 to \$90, (GA Categorical Assistance Manual, 80-510(4)) the Department has implemented this rule prior to the completion of required rulemaking procedures of the Illinois Procedure Act (IAPA), in violation of Sections 4(c), 5(d) and 5.01(c) of the IAPA.

The proposed amendment to 89 Ill. Adm. Code 114.235(b) increases the employment expense deduction of GA recipients from \$75 to \$90. The proposed amendment to Section 114.235(c) changes the criteria for the amount of child care deduction from whether or not the GA recipient has full or part-time employment to whether the child is over or under age two. Section 114.235(c) also increases the maximum child care deductions from \$128 for a GA recipient employed less than full-time and \$160 for a GA recipient employed full-time to \$175 for each child age two and over and \$200 for each child under age two. The proposed amendment to Section 114.241(d) also reflects the increase in the employment expense deductions from \$75 to \$90.

The Department's first notice for this rulemaking appeared on April 20, 1990. However, on January 24, 1990 the Department issued GA Categorical Assistance Manual Release PO-510(3) which implemented the policy of this rulemaking. The Department was asked to comment on the policy manual release.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 2)

The Department explained that if a policy release is made then the Department is currently implementing the policy of that release. The Department explained that in an agency the size of the Department it is difficult to coordinate all actions of the agency. The Department explained that this rulemaking works in favor of GA recipients, and that the rule and policy release are in response to a change in federal law.

Although the increases in child care and work expense deductions are no doubt beneficial to General Assistance recipients the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the Department chose to implement its rules under the general rulemaking procedure of Section 5.01. The Department, however, did not comply with Section 5.01(c) which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule." The Department has failed to comply with the requirements of Sections 4(c), 5(a) and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time that the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of Section 5.01 of the IAPA. As previously stated, the Department admits implementing the change in child care and work expense deductions prior to the conclusion of the general rulemaking procedures of Section 5.01 of the IAPA.

Therefore, the Joint Committee objects to Sections 114.235(b) and (c) and Section 114.241(d) of the rules of the Department of Public Aid entitled "General Assistance" (89 Ill. Adm. Code 114.235(b) and (c)) because

ILLINOIS REGISTER

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 3)

by issuing a "GA Manual Release" on January 24, 1990 which implements the policy of making the child care deduction \$200 for each child under the age of two and \$175.00 for each child age two and over and the policy of increasing the deduction for employment expenses from \$75 to \$90, (GA Categorical Assistance Manual, 80-510(4)) the Department has implemented this rule prior to the completion of required rulemaking procedures of the Illinois Procedure Act (IAPA), in violation of Sections 4(c), 5(d) and 5.01(c) of the IAPA.

8865713

ILLINOIS REGISTER

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

Heading of Part: General AssistanceCode Citation: 89 Ill. Adm. Code 114Section Numbers: 114.430Date Originally Published in Illinois Register:April 27, 1990
14 Ill. Reg. 5945

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objection is as follows:

The Joint Committee objects to Section 114.430 of the Department of Public Aid's rules entitled "General Assistance" (89 Ill. Adm. Code 114) because the Department has allowed a twelve month extension of medical assistance for General Assistance cases consisting of at least one adult and one child when General Assistance is terminated due to increased income from employment prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.01(c) of the IAPA.

Section 114.430 provides the following: "A twelve (12) month extension of medical assistance (i.e., full Medicaid benefits) shall be provided for General Assistance cases consisting of at least one adult and one child when General Assistance is terminated due to increased income from employment."

Section 1100.4 of the Department of Public Aid's General Assistance Policy Manual provides, in part, the following:

Twelve Month Extension of Medical Assistance

A twelve month extension of medical assistance at the full Medicaid benefit level is provided for family GA cases which include at least one adult and one child when assistance is terminated due to employment earnings.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 2)

The date the above information appeared in the Department of Public Aid's General Assistance Policy Manual is February 7, 1990.

The Department was asked to comment on the fact that it appears that the Department has instituted the policy of the twelve month extension of medical assistance in the General Assistance Program before the amendment to these rules has been adopted. The Department explained that if a policy release is made then the Department is currently implementing the policy of that release. The Department further explained that in an agency the size of the Department of Public Aid it is difficult to coordinate all actions of the agency. The Department said that this rulemaking works in favor of the General Assistance recipient and the rule and policy release is done to treat the General Assistance recipient in the same manner as the AFDC recipient in regard to the twelve month extension policy.

Although the twelve month extension of medical assistance for General Assistance cases consisting of at least one adult and one child when General Assistance is terminated due to increased income from employment is no doubt beneficial to General Assistance recipients, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the Department of Public Aid chose to implement its rules under the general rulemaking procedures of Section 5.01. The Department of Public Aid, however, did not comply with Section 5.01(c) which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule." The Department of Public Aid has failed to comply with the requirements of Sections 4(c), 5(a) and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time that the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 3)

with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of Section 5.01 of the IAPA. As previously stated the Department of Public Aid admits that the policy, of allowing a twelve month extension of medical assistance for General Assistance cases consisting of at least one adult and one child when General Assistance is terminated due to increased income from employment, has been implemented prior to the adoption of this rulemaking.

Therefore, the Joint Committee objects to Section 114.430 of the Department of Public Aid's rules entitled "General Assistance" (89 Ill. Adm. Code 114) because the Department has allowed a twelve month extension of medical assistance for General Assistance cases consisting of at least one adult and one child when General Assistance is terminated due to increased income from employment prior to completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.01(c) of the IAPA.

8865945

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 2)

Manual Release PO-315(5) which implemented the policy of this rulemaking. Also, on June 4, 1990, the Department issued AFDC Categorical Assistance Manual Release PO-315(6a) which implemented the policy of this rulemaking. The Department was asked to comment on the policy manual releases.

The Department explained that the Medical Assistance Programs follow the same criteria as the AFDC, AABD, and GA programs. The Department explained that if a policy release is issued for AFDC, AABD and GA manuals then the Medical Assistance programs are currently implementing that policy also. The Department explained that this rulemaking works in favor of Medical Assistance recipients.

Although the policy that applicants for Medical Assistance Programs at their screening are to be informed in writing of any information they are to provide at their eligibility interview, is no doubt beneficial to medical Assistance recipients, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by the Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the Department chose to implement its rules under the general rulemaking procedure of Section 5.01. The Department, however, did not comply with Section 5.01(c) which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule." The Department has failed to comply with the requirements of Sections 4(c), 5(a), and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time that the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments under the general rulemaking procedures of Section 5.01 of the IAPA prior to adoption of these rules. As previously stated, the Department

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

Heading of Part: Medical Assistance Programs

Code Citation: 89 Ill. Adm. Code 120

Section Numbers: 120.208
120.308

Date Originally Published in Illinois Register: February 23, 1990
14 Ill. Reg. 2831

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objections are as follows:

Objection 1

The Joint Committee objects to Sections 120.208(d) and 120.308(d) of the Department of Public Aid's rules entitled "Medical Assistance Programs" (89 Ill. Adm. Code 120) because by issuing "AABD, GA and AFDC Manual Releases on April 28, 1989, and June 4, 1990 which implement the policy that applicants for Medical Assistance Programs at their screening are to be informed in writing of any information they are to provide at their eligibility interview, the Department has implemented this rule prior to the completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(d) and 5.01(c) of the IAPA.

This rulemaking amends the Department of Public Aid's rules entitled "Medical Assistance Programs" (89 Ill. Adm. Code 120). The amendments to these rules establish specific time frames and policies for the return of information by an applicant under the Medical Assistance Programs which are as follows: "Aid to the Medically Indigent" and "Medical Assistance - No Grant".

Sections 120.208(d) and 120.308(d) provide "At screening applicants are to be informed, in writing, of any information they are to provide at the eligibility interview".

The Department's first notice for this rulemaking was February 23, 1990. However, on April 28, 1989, the Department issued AABD Categorical Assistance Manual Release PO-315(7) and GA Categorical Assistance

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 3)

admits implementing the policy that applicants for Medical Assistance Programs at their screening are to be informed in writing of any information they are to provide at their eligibility interview, prior to the conclusion of the general rulemaking procedures of Section 5.01 of the IAPA.

Therefore, the Joint Committee objects to Sections 120.208(d) and 120.308(d) of the Department of Public Aid's rules entitled "Medical Assistance Programs" (89 Ill. Adm. Code 120) because by issuing "AABD, GA and AFDC Manual Releases on April 28, 1989, and June 4, 1990 which implement the policy that applicants for Medical Assistance Programs at their screening are to be informed in writing of any information they are to provide at their eligibility interview, the Department has implemented this rule prior to the completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(d) and 5.01(c) of the IAPA.

Objection 2

The Joint Committee objects to Sections 120.208(e) and 120.308(e) of the Department of Public Aid's rules entitled "Medical Assistance Programs" (89 Ill. Adm. Code 120) because by issuing "AABD, GA, and AFDC Manual Releases on April 28, 1989, and June 4, 1990 which implement the policy that applicants for Medical Assistance Programs shall at their eligibility interview or at any time during the application process, provide requested information in their possession to the Department of Public Aid in ten days or their application for Medical Assistance Programs shall be denied, the Department has implemented this rule prior to the completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(d) and 5.01(c) of the IAPA.

This rulemaking amends the Department of Public Aid's rules entitled "Medical Assistance Programs" (89 Ill. Adm. Code 120). The amendments to these rules establish specific time frames and policies for the return of information by an applicant under the Medical Assistance Programs which are as follows: "Aid to the Medically Indigent" and "Medical Assistance - No Grant".

Sections 120.208(e) and 120.308(e) provide:

At the eligibility interview or at any time during the application process, when the applicant is requested to provide information

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 4)

in his or her possession, the Department will allow ten (10) days for the return of the requested information. The first day of the ten (10) day period is the calendar day following the date the information request form is sent or given to the applicant. The last day of the ten (10) day period must be a work day and is to be indicated on the information request form. If the applicant does not provide the information by the date on the information request form, the application shall be denied on the following work day.

The Department's first notice for this rulemaking was February 23, 1990. However, on April 28, 1989, the Department issued AABD Categorical Assistance Manual Release PO-315(7) and GA Categorical Assistance Manual Release PO-315(5) which implemented the policy of this rulemaking. Also, on June 4, 1990, the Department issued AFDC Categorical Assistance Manual Release PO-315(6a) which implemented the policy of this rulemaking. The Department was asked to comment on the policy manual releases.

The Department explained that the Medical Assistance Programs follow the same criteria as the AFDC, AABD, and GA programs. The Department explained that if a policy release is issued for AFDC, AABD and GA manuals then the Medical Assistance Programs are currently implementing that policy also. The Department explained that this rulemaking works in favor of Medical Assistance Program recipients.

Although the policy that applicants for Medical Assistance Programs are given ten days to return information requested so medical assistance program eligibility can be established is no doubt beneficial to Medical Assistance Program recipients, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 5)

Department chose to implement its rules under the general rulemaking procedures of Section 5.01. The Department, however, did not comply with Section 5.01(c) which prescribed that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule." The Department has filed to comply with the requirements of Sections 4(c), 5(a), and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time that the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments under the general rulemaking procedures of Section 5.01 of the IAPA prior to adoption of these rules. As previously stated, the Department admits implementing the policy that applicants for Medical Assistance Programs are given ten days to return information requested so Medical Assistance Program eligibility can be established prior to the conclusion of the general rulemaking procedures of Section 5.01 of the IAPA.

Therefore, the Joint Committee objects to Sections 120.208(e) and 120.308(e) of the Department of Public Aid's rules entitled "Medical Assistance Programs" (89 Ill. Adm. Code 120) because by issuing "AABD, GA, and AFDC Manual Releases on April 28, 1989, and June 4, 1990 which implement the policy that applicants for Medical Assistance Programs shall at their eligibility interview or at any time during the application process, provide requested information in their possession to the Department of Public Aid in ten days or their application for Medical Assistance Programs shall be denied, the Department has implemented this rule prior to the completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(d) and 5.01(c) of the IAPA.

Objection 3

The Joint Committee objects to the Department of Public Aid's rules entitled "Medical Assistance Programs" (89 Ill. Adm. Code 120) because the Department violated Section 5.01(a)(5) of the Illinois Administrative Procedure Act because it failed to consider all public comments received regarding this rulemaking.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 6)

The Department of Public Aid received a letter dated March 21, 1990 commenting on this rulemaking from a Mr. Thomas Grippando. Mr. Grippando's letter dated March 21, 1990 contained the following:

The suggested rules provide that, at screening, applicants are to be informed in writing of the information they are to bring to the eligibility interview. The client should also be advised in writing that the obligation for obtaining verification is a joint obligation, shared by the client and the local office, and that IDPA will assist the client, if requested to do so.

Current regulations require that the Department will assist only upon the client's request. Most recipients and applicants are unaware of the Department's obligation and therefore are unlikely to request the assistance.

The proposed revisions to the regulations require that if "the applicant does not provide the information by the date on the information request form, the application shall be denied." Read literally, this language would require a denial, even where the Department provided the client an extension of time. I am certain that the drafters of the proposed regulations did not intend this result.

More important, the proposed regulations would mandate a denial even where the client and the local office were unable to obtain third party information. As drafted, the regulations would impose on many clients impermissible eligibility requirements which they will not be able to fulfill though they do not both the financial and nonfinancial eligibility criteria.

I suggest that the written verification requirement be satisfied by having the client

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 7)

sign an affidavit verifying that she did contact the third party and requested the necessary information.

The suggested regulations provide that where the client is given an extension, she has until 90 days from the date of application to submit necessary documentation.

Forty-five days after the date of the application, where the local office and the client are unable to obtain the necessary documentation from third parties, the client should be allowed to sign an affidavit verifying that she meets the relevant eligibility requirement. At that point, the application should be approved on the basis of presumptive eligibility, unless the Department has evidence indicating that the client is ineligible.

In the second notice materials, under the section entitled "Text and location of any changes made to the proposed rulemaking during the First Notice Period" the Department stated: "A letter was received from Thomas Grippando, United Charities, Legal Aid Bureau, 14 East Jackson, Chicago, Illinois 60604. Mr. Grippando made numerous comments, however, none of his comments related to this rulemaking. Therefore, with respect to his comments and this rulemaking, there is nothing for the Department to evaluate."

The Department was asked to explain the reason it could not evaluate the above information in the second notice materials because it appears that the above information contained in Mr. Grippando's letter relates to this rulemaking.

The Department stated that this rulemaking places into the rule specific timeframes for the return of information necessary to determine an individual's eligibility for assistance under the Medical Assistance Programs. The Department said that Mr. Grippando's letters contained numerous comments which do not relate to timeframes. The Department said that they have been talking to Mr. Grippando for the last six to eight months regarding numerous issues concerning the Medical Assistance Program rules. Presently, the Department is studying his

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 8)

recommendations and if determined that further rulemaking is necessary the Department will promulgate additional rule changes.

Section 5.01(a)(5) of the Illinois Administrative Procedure Act (IAPA) (Ill. Stat. Rev. Stat. 1989, ch. 127, par. 1005.01(a)(5)) provides:

5.01 General rulemaking. In all rulemaking to which Sections 5.02 and 5.03 do not apply, each agency shall"

(a) Give at least 45 days' notice of its intended action to the general public. This first notice period shall commence on the first day the notice appears in the Illinois Register. The first notice shall include:

5) The time, place and manner in which interested persons may present their views and comments concerning the proposed rules.

During the first notice period, the agency shall provide all interested persons who submit a request to comment within the first 14 days of the notice period reasonable opportunity to submit data, views, arguments or comments, which may, in the discretion of the agency, be submitted either orally or in writing or both. The notice published in the Illinois Register shall indicate the manner selected by the agency for such submissions. The agency shall consider all submissions received.

The Department's statement that Mr. Grippando's March 21, 1990, letter contained comments which do not relate to timeframes and therefore, the Department was not required to comment on them, is incorrect. Mr. Grippando's letter has two comments that pertain to timeframes which are as follows:

1. The suggested regulations provide that where the client is given an extension, he has until 90 days from the date of

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 9)

application to submit necessary documentation.

2. Forty-five days after the date of the application, where the local office and the client are unable to obtain the necessary documentation from third parties, the client should be allowed to sign an affidavit verifying that she meets the relevant eligibility requirement. At that point, the application should be approved on the basis of presumptive eligibility, unless the Department has evidence indicating that the client is ineligible.

Also in the second notice materials, under the section entitled "Text and location of any changes made to the proposed rulemaking during the First Notice Period" the Department stated:

"Mr. Grippando made numerous comments, however, none of his comments related to this rulemaking. Therefore, with respect to his comments and this rulemaking, there is nothing for the Department to evaluate".

This is an incorrect assessment of the comments contained in Mr. Grippando's letter. There are several comments in Mr. Grippando's letter that relate to this rulemaking.

Sections 120.208(d) and 120.308(d) provide "At screening, applicants are to be informed, in writing, of any information they are to provide at the eligibility interview".

The following comments found in Mr. Grippando's letter relate to Sections 120.208(d) and 120.308(d) and are as follows:

The suggested rules provide that, at screening, applicants are to be informed in writing of the information they are to bring to the eligibility interview. The client should also be advised in writing that the obligation for obtaining verification is a joint obligation, shared by the client and the local

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 10)

office, and that IDPA will assist the client, if requested to do so.

Current regulations require that the Department will assist only upon the client's request. Most recipients and applicants are unaware of the Department's obligation and therefore are unlikely to request the assistance.

Sections 120.208(e) and 120.308(e) provide in part "If the applicant does not provide the information by the date on the information request form, the application shall be denied on the following work day".

Sections 120.208(f) and 120.308(f) provide in part "If the applicant does not provide the information or the verification that the information was requested by the date on the information request form, the application shall be denied on the following work day".

The following comments found in Mr. Grippando's letter relate to Sections 120.208(e) and (f) and 120.308(e) and (f) are as follows:

The proposed revisions to the regulations require that if "the applicant does not provide the information by the date on the information request form, the application shall be denied". Read literally, this language would require a denial, even where the Department provided the client an extension of time. I am certain that the drafters of the proposed regulations did not intend this result.

More important, the proposed regulations would mandate a denial even where the client and the local office were unable to obtain third party information. As drafted, the regulations would impose on many clients impermissible eligibility requirements which they will not be able to fulfill though they do meet both the financial and nonfinancial eligibility criteria.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID
(Continued Page 11)

I suggest that the written verification requirement be satisfied by having the client sign an affidavit verifying that she did contact the third party and requested the necessary information.

From the above information, it is apparent that the comments contained in Mr. Grippando's letter to the Department of Public Aid dated March 21, 1990, not only relate to this rulemaking, but also address timeframes which is contrary to the Department's position that "there is nothing for the Department to evaluate". Section 5.01(a)(5) of the IAPA requires that "in all rulemakings to which Sections 5.02 and 5.03 do not apply, each agency shall consider all submissions received". The Department did not consider all the submissions, as evidenced by stating, in the second notice materials, "Mr. Grippando made numerous comments, however, none of his comments related to this rulemaking. Therefore, with respect to his comments, and this rulemaking, there is nothing for the Department to evaluate".

Therefore, the Joint Committee objects to the Department of Public Aid's rules entitled "Medical Assistance Programs" (89 Ill. Adm. Code 120) because the Department violated Section 5.01(a)(5) of the Illinois Administrative Procedure Act because it failed to consider all public comments received regarding this rulemaking.

8862831

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF PUBLIC AID

Heading of Part: Medical Assistance Programs

Code Citation: 89 Ill. Adm. Code 120

Section Numbers: 120.370

Date Originally Published in Illinois Register: April 27, 1990
14 Ill. Reg. 5954

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objection is as follows:

The Joint Committee objects to Sections 120.370(b)(1) and (b)(4) (a and b) of the rules of the Department of Public Aid entitled "Medical Assistance Programs" (89 Ill. Adm. Code 120. Subpart H) because by issuing "GA and AFDC Manual Releases" on January 24, 1990 which implement the policy of making the child care deduction \$200 for each child under the age of two and \$175 for each child age two and over and the policy of increasing the deduction for employment expenses from \$75 to \$90 the Department has implemented this rule prior to the completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(d) and 5.01(c) of the IAPA.

The proposed amendment to 89 Ill. Adm. Code 120.370(b)(1) increases the employment expense deduction for medical assistance nongrant recipients (MANG) from \$75 to \$90. The proposed amendment to Section 120.370(b)(4)(A) changes the criteria for the amount of child care deductions from whether or not the GA recipient has full or part-time employment to whether the child is over or under age two.

The Department's first notice for this rulemaking appeared on April 27, 1990. However, on January 24, 1990 the Department issued GA Categorical Assistance Manual Release PO-510(3) and AFDC Categorical Assistance Manual Releases PO-510(2) through PO-510(6) which implemented the policy of this rulemaking. The Department was asked to comment on the policy manual releases.

The Department explained that the Medical Assistance Programs follow the same criteria as the AFDC and GA programs. The Department

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 2)

explained that if a policy release is issued for AFDC and GA manuals then the Medical Assistance programs are currently implementing that policy also. The Department explained that in an agency the size of the Department it is difficult to coordinate all actions of the agency. The Department explained that this rulemaking works in favor of Medical Assistance recipients, and that the rule and policy releases are in response to a change in federal law.

Although the increases in child care and work expense deductions are no doubt beneficial to Medical Assistance recipients, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the Department chose to implement its rules under the general rulemaking procedure of Section 5.01. The Department, however, did not comply with Section 5.01(c) which prescribes that a rule may not be effective until its adoption. Section 5.01(c) of the IAPA states that "each rule hereafter adopted under this section is effective upon filing, unless a later effective date is required by statute or specified in the rule." The Department has failed to comply with the requirements of Sections 4(c), 5(a), and 5.01(c) prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time that the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments under the general rulemaking procedures of Section 5.01 of the IAPA prior to adoption of these rules. As previously stated, the Department admits implementing the change in child care and work expense deductions prior to the conclusion of the general rulemaking procedures of Section 5.01 of the IAPA.

Therefore, the Joint Committee objects to Sections 120.370(b)(1) and (b)(4) (a and b) of the rules of the Department of Public Aid entitled

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTIONDEPARTMENT OF PUBLIC AID
(Continued Page 3)

"Medical Assistance Programs" (89 Ill. Adm. Code 120. Subpart H) because by issuing "GA and AFDC Manual Releases" on January 24, 1990 which implement the policy of making the child care deduction \$200 for each child under the age of two and \$175 for each child age two and over and the policy of increasing the deduction for employment expenses from \$75 to \$90 the Department has implemented this rule prior to the completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(d) and 5.01(c) of the IAPA.

8865954

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF RECOMMENDATION
DEPARTMENT OF PUBLIC HEALTH

Heading of Part: Emergency Medical Services Code
Code Citation: 77 Ill. Adm. Code 535
Section Numbers: 535.750

Date Originally Published in Illinois Register: February 2, 1990
14 Ill. Reg. 1755

At its meeting on July 26, 1990, the Joint Committee recommended that the Department of Public Health liberally use the waiver provisions contained in these rules. The Department should respond within 90 days of the receipt of this Statement of Recommendation.

The specific recommendation is as follows:

The Joint Committee recommends to the Department of Public Health that it liberally use the waiver provisions contained in Section 535.750 for any requirement found in the Department of Public Health's rules entitled "Emergency Medical Services Code" (77 Ill. Adm. Code 535) to accommodate requests from any Fire Protection District, person or organization when failure to grant such waivers will result in the loss or reduction of Emergency Medical Service to persons living in less densely populated areas of Illinois.

This rulemaking makes several amendments to the Department of Public Health's rules entitled "Emergency Medical Services Code" (77 Ill. Adm. Code 535) which sets forth requirements for establishing an Emergency Medical Services (EMS) System. An EMS System is an organization of providers which through a program plan submitted to and approved by the Department entitles a hospital to utilize qualified personnel to provide or coordinate pre-hospital and inter-hospital emergency care at an advanced or intermediate level, to victims of illness or injury within the area specified in the program plan. Section 535.750 entitled "Waiver Provisions" sets forth all the requirements for applying for a waiver of any provision of Part 535 for a specific period of time, and the Department's standards for granting these waivers. The Department was asked if the Illinois Association of Fire Protection Districts support this rulemaking as submitted in the second notice period.

The Department explained that two public hearings were held regarding this rulemaking. At the first hearing held on February 23, 1990, in

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF RECOMMENDATION
DEPARTMENT OF PUBLIC HEALTH
(Continued Page 2)

Chicago, representatives of the Illinois Association of Fire Protection Districts (IAFPD) could not attend the hearing because of the weather. The IAFPD sent a letter to the Department with comments concerning these rules and requested a second public hearing. The IAFPD letter dated February 23, 1990, provided in part the following:

The Illinois Association of Fire Protection Districts, representing the over 750 Fire Protection Districts in the State of Illinois, is very much concerned about the health care of the citizens throughout the State and encourages Health Care Service Providers to make every effort to provide as professional a service as they possibly can. However, we also recognize that the financial and manpower resources available very much limit both the quality and quantity of services that can be provided, particularly in the smaller communities. For the most part, the concerns of Fire Protection Districts are mainly with Emergency Ambulance Transportation and it is that portion of your proposal that I would like to address.

The annual income of the Fire Protection Districts in the State of Illinois ranges from several million dollars in the larger Districts to just a few thousand dollars in the smaller ones. And, it's the smaller Districts who are already "hurting" financially and who will in no way be able to meet the equipment and supply requirements as proposed.

The additional manpower hours to meet the proposed requirements will also place additional burdens on the smaller Fire Districts who operate an ambulance service. Over 80% of the Firefighters in the State are volunteers who already donate hundreds of hours each year to provide emergency Fire, Rescue and Ambulance services to their communities for little or no compensation. And, because of the many hours required to train for and to provide these services, more

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF RECOMMENDATIONDEPARTMENT OF PUBLIC HEALTH
(Continued Page 3)

and more men and women are unwilling to take this time away from their families, church activities, school activities, etc. Thus, any additional training requirements will only cause more recruiting problems.

Once again, the Illinois Association of Fire Protection Districts supports good health services throughout the State. But, we also recognize that such services can be provided only if the financial and manpower resources are made available to each provider. And, it appears to us that this has not been addressed by the Illinois Department of Health. We, therefore, oppose the proposal in its present form.

The Department held a second public hearing on April 23, 1990, in Springfield. The Department said that representatives of the IAFPD were there and did not voice any objections to the rules during the hearing.

On July 5, 1990, Mr. Lorin Duval, a Director of the IAFPD and a Trustee of the Genoa-Kingston Fire Protection District, was contacted and asked if the IAFPD supported this rulemaking as submitted in the second notice period. Mr. Duval stated that the "IAFPD can live with these rules as presented." He stated that some of the smaller fire protection districts might experience problems meeting some of the requirements, as an example, "Mr. Duval pointed to the provision which requires two EMT-A's have to be on each ambulance". Mr. Duval said that this requirement might be a burden on some smaller districts. However, Mr. Duval feels that since this rulemaking contains "Waiver Provisions" which allows the Department to waive any provision of this Part which could create a hardship or burden on a fire district, the IAFPD could live with these rules. He hoped that the Department will continue to work with the districts to resolve any problems which may occur and "be generous" in its waiver policies because many fire protection districts rely solely on volunteers and do not have much money. Finally, Mr. Duval said that he and the IAFPD could live with these rules and hoped the Department would work with fire districts to resolve problems using the "waiver provision" requirements liberally.

Therefore, the Joint Committee recommends to the Department of Public Health that it liberally use the waiver provisions contained in Section

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF RECOMMENDATIONDEPARTMENT OF PUBLIC HEALTH
(Continued Page 4)

535.750 for any requirement found in the Department of Public Health's rules entitled "Emergency Medical Services Code" (77 Ill. Adm. Code 535) to accommodate requests from any Fire Protection District, person or organization when failure to grant such waivers will result in the loss or reduction of Emergency Medical Services to persons living in less densely populated areas of Illinois.

8881755

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF REHABILITATION SERVICES

Heading of Part:

Code Citation: 89 III. Adm. Code 8999

Section Numbers: 899.10 899.20 899.30 899.40

Date Originally Published in Illinois Register:

14 III. Reg. 3412

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above proposed rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute withdrawal of the proposed rulemaking in its entirety.

The specific objection is as follows:

The Joint Committee objects to the proposed rulemaking of the Department of Rehabilitation Services (DORS) rules entitled "Lekoteks" (89 Ill. Adm. Code 899) because the rules are incomplete in that an examination of DORS grant contract form (contract number 90-15-21-004) and its exhibits disclosed a number of policies falling within the definition of "rule" as defined in Section 3.09 of the Illinois Administrative Procedure Act (IAPA), not included as rules in DORS' proposed rulemaking.

This rulemaking provides that DORS shall enter into contracts to establish or expand services offered by Lekotek centers or satellite offices based upon the availability of state funds. DORS shall enter into contracts for the purpose of establishing Lekotek centers with those agencies which are (1) licensed by the National Lekotek Center (NLC), and (2) located in geographical areas designated by DORS/NLC as being in need of Lekotek centers. The Department was asked to provide a sample Lekotek contract it is currently using.

The Department provided the Joint Committee with a sample Lekotek contract it is currently using. Staff reviewed the present contract and its exhibits and found several policies not contained in rules. Policies contained in the contract and its exhibits and not in the rules are (1) terms of the contract, (2) methods of payments of funds, (3) required reports, (4) subcontracts, (5) a program plan, (6) liability, (7) availability of funds, (8) certification of non-bribery, (9) work product, (10) conflict of interest, (11) confidentiality, (12) lobbying and partisan activity and (13) interference with public contracting.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION

DEPARTMENT OF REHABILITATION SERVICES
(Continued Page 2)

The Department said that rules are being written to cover all DORS contracts, but are not yet finished. The Department explained that after the aforementioned rules are adopted, the Lekotek contract will be revised to comply with the DORS's contract. The Department said it would agree to do a rulemaking within a year to include language contained in the Lekotek and the DORS's contract. However, a standardize contract rule will not completely solve the problem because much of the Department's policy not contained in these rules are also found in the exhibits to the standardized contract.

Section 3.09 of the IAPA defines "rule" as "each agency statement of general applicability that implements, applies, interprets or prescribes law or policy...." Section 4(c) of the IAPA states that "no agency rule is valid or effective against any person or party, nor may it be invoked by the agency for any purpose, until it has been made available for public inspection and filed with the Secretary of State as required by this Act."

The Lekotek contract contains policies which are not in the Department's proposed rules. This is in contravention of Section 4(c) of the IAPA which provides that agency statements of policy must be adopted as rules in accordance with the procedures set out in the IAPA. The Department's promulgation of agency policy in the Lekotek contract and not the rule, thwarts the public notice and comment objectives of the IAPA.

Therefore, the Joint Committee objects to the proposed rulemaking of the Department of Rehabilitation Services (DORS) rules entitled "Lekoteks" (89 Ill. Adm. Code 899) because the rules are incomplete in that an examination of DORS grant contract form (contract number 90-15-21-004) and its exhibits disclosed a number of policies falling within the definition of "rule" as defined in Section 3.09 of the Illinois Administrative Procedure Act (IAPA), not included as rules in DORS's proposed rulemaking.

8863412

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

NOTICE OF FAILURE OF MODIFICATION TO REMEDY OBJECTION
TO PROPOSED RULEMAKING

DEPARTMENT OF FINANCIAL INSTITUTIONS

Heading of Part: Title Insurance Act

Code Citation: 50 Ill. Adm. Code 8100

Section: Section 8100.2160

Date Originally

Published in

Illinois Register: January 5, 1990

At its May 8, 1990 meeting the Joint Committee objected to Section 8100.2160 of the Department of Financial Institutions rules entitled "Title Insurance Act". The Joint Committee's specific objection appeared in the May 25, 1990 edition of the Illinois Register.

The Joint Committee objected to Section 8100.2160 of the Title Insurance rules of the Department of Financial Institutions, because the Department lacked the statutory authority to adopt a rule which details administrative procedures by which certified or registered parties may allege violations of the Title Insurance Act by other certified or registered parties and the Department may direct the complainant or respondent to appear and submit evidence on the complaint before a hearing officer.

The Department responded to the Joint Committee's objection by modifying Section 8100.2160 to "clarify that the Department controls any administrative proceeding involving certified or registered parties and is procedurally consistent with administrative due process." The modified Section includes a new subsection (a) which prefaces the Department's procedures for resolving disputes by noting that the public's interests are best served by a viable, competitive and respected title insurance industry. Toward this objective the Department has created an administrative complaint dispute resolution procedure which limits reputational damage and costs. The Department reordered the Section to replace most references to "administrative complaints" with references to the Department's Notice of Hearing rules at Section 8100.2104 and to remove its direction of the complainant and respondent that they will conform to and be governed by the requirements applicable to the Department subsequent to the initiation of a contested case.

The Department's response does not remedy the Joint Committee's objection, because removing references to "administrative complaint" in new Section 8100.2160(b)(1) and (c), referencing the Department's

Notice of Hearing rules in Section 8100.2104 in new Sections 8100.2160(b)(1), (b)(2), and (c), and removing former Section 8100.2160(b) is not a response to the Department's lack of statutory authority. Former Section 8100.2160(b) concerns the Department's holding the complainant and respondent to conform to and governance by the Department's requirements subsequent to the initiation of a contested case. The objection highlighted the fact that the Department's use of a dispute resolution proceeding initiated by complainants as an enforcement mechanism was not authorized by the Act, nor intended by the legislature. Reordering the Section to include a preface to justify the Department's objective, removing the words "administrative complaint" in order to reference "allegations" for incorporation into the Department's Notice of Hearing, and removing the proposed rule that complainants and respondents will conform to and be governed by the Department's requirements subsequent to the initiation of a contested case all comprise the Department's remedy to the Joint Committee's objection. The Department has retained the procedure for resolving disputes between certified or registered parties and, in Section 8100.2160(b)(2), directs the complainant and respondent to appear and present evidence on the complaint before a hearing officer.

The Department still lacks the statutory authority under Section 20 of the Act, as well as under the Title Insurance Act generally, to establish a procedure whereby a party may bring an administrative complaint or allegation about another party before the Department. The Act provides no authority for the procedures set forth in Section 8100.2160. Consequently the Department's modification has failed to remedy the Joint Committee's objection.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION TO EMERGENCY RULEMAKING

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

Heading of Part:	Marking, Inventory, Transfer and Disposal of State-Owned Personal Property
Code Citation:	44 Ill. Adm. Code 5010
Section Numbers:	5010.110 5010.610 5010.660 5010.670 5010.710 5010.720 5010.730 5010.740 5010.1140

Date Originally Published in Illinois Register:

June 1, 1990
14 Ill. Reg. 8714

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above emergency rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute a refusal to amend or repeal the rule.

The specific objection is as follows:

The Joint Committee objects to the Department of Central Management Services' emergency rulemaking entitled "Marking, Inventory, Transfer and Disposal of State-Owned Personal Property" (44 Ill. Adm. Code 5010) because any emergency that may exist concerning the direct sale of surplus state property to charitable and not-for-profit entities has been created solely by the failure of the Department to adopt permanent rules pursuant to the provisions of Section 5.01 of the Illinois Administrative Procedure Act.

The Department has adopted emergency rules to allow for the direct sale of surplus State property to charitable and not-for-profit entities including school districts and not-for-profit educational, charitable and public health organizations. The Department's emergency rule became effective May 15, 1990, and was published in the June 1, 1990 Illinois Register. The emergency rule implements Public Act 86-549, which was approved by the Governor August 31, 1989, and became effective January 1, 1990.

Section 5.02 of the Illinois Administrative Procedure Act provides that "emergency" means the existence of any situation which any agency finds reasonably constitutes a threat to the public interest, safety or welfare. The Department was asked to explain the threat to the public interest,

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF OBJECTION TO EMERGENCY RULEMAKING

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES
(Continued Page 2)

safety, or welfare which justified the use of emergency rulemaking and why this situation required adoption of these rules upon fewer days notice than is required by Section 5.01 of the Illinois Administrative Procedure Act. The Department explained that it needed rules in place to implement the program and wanted to allow the direct sale of state property as soon as possible. The Department stated that it was not under any time constraint to implement this rulemaking, other than it wished to implement the program prior to the state sale in July, in order to allow charitable and not-for-profit entities the opportunity to purchase surplus state property.

When the Department was asked what steps it had taken concerning these rules since the Governor approved Public Act 86-459 on August 31, 1989, and the adoption of emergency rules, it stated that the rules simply fell between the cracks. The Department had no other explanation for not using the general rulemaking procedures of the Illinois Administrative Procedure Act other than the rules did not get filed and the Department wanted to implement the program.

The Department stated that it had taken several steps to notify the public of these rules. The Department stated that it intended to issue a press release in the near future, and that it notified the people buying federal surplus property that they were now eligible to buy state surplus property. The Department did so by distributing leaflets at the locations where federal and state surplus property are sold.

The Department's reason for emergency rulemaking is not an emergency as defined by Section 5.02 of the Illinois Administrative Procedure Act. The Joint Committee has long taken the position that Section 5.02 procedures may not be used where the emergency is "agency created". This position has been supported by the Illinois Appellate Court, Third Division, in *Senn Park Nursing Center v. Miller* (1983), 118 Ill.App.3d 733, 455 N.E.2d 162, aff'd 104 Ill.2d 169, 470 N.E.2d 1040 (1984). The court stated that "it would defeat the purposes of the notice and comment procedures if any agency could dispense with such procedures by enacting an emergency rule where the 'emergency' was created by the agency's failure to follow these procedures in the first place."

Therefore, the Joint Committee objects to the Department of Central Management Services' emergency rulemaking entitled "Marking, Inventory, Transfer and Disposal of State-Owned Personal Property" (44 Ill. Adm. Code 5010) because any emergency that may exist concerning the direct sale of surplus state property to charitable and not-for-profit entities has been created solely by the failure of the Department to

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTION TO EMERGENCY RULEMAKINGDEPARTMENT OF CENTRAL MANAGEMENT SERVICES
(Continued Page 3)

adopt permanent rules pursuant to the provisions of Section 5.01 of the Illinois Administrative Procedure Act.

8858714

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTION TO EMERGENCY RULEMAKING

DEPARTMENT OF PUBLIC AID

Heading of Part: Medical Payment

Code Citation: 89 Ill. Adm. Code 140

Section Numbers: 140.528

Date Originally Published in Illinois Register:

May 11, 1990
14 Ill. Reg. 7249

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above emergency rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute a refusal to amend or repeal the rule.

The specific objection is as follows:

The Joint Committee objects to the Department of Public Aid's May 11, 1990 emergency rulemaking entitled "Medical Payment" (89 Ill. Adm. Code 140), because no emergency situation exists which requires use of the emergency rulemaking procedures of Section 5.02 of the Illinois Administrative Procedure Act (IAPA).

The Department of Public Aid adopted this emergency rulemaking to revise its procedures for surveying residents of nursing facilities to assess the status of their health and safety. The Quality Incentive Program (QUIP) assessment governed by Sections 140.525 through 140.529 of this Part shall be performed annually and concurrently with the Department's annual inspection of care. QUIP reimbursement rates are effective in January for assessments conducted during the last six months of the year and in July for assessments performed in the first six months of a year.

Section 5.02 of the Illinois Administrative Procedure Act (IAPA) defines "emergency" as "the existence of any situation which any agency finds reasonably constitutes a threat to the public interest, safety or welfare" which requires the adoption of rules on fewer days notice than is required by Section 5.01 of the IAPA. Section 5.02 of the IAPA also states that "[t]he agency shall take reasonably and appropriate measures to make emergency rules known to the persons who may be affected by them." The Department explained that its ongoing discussions with vendors during the drafting of these rules and its subsequent notification to nursing care facilities of the adoption of these rules,

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTION TO EMERGENCY RULEMAKINGDEPARTMENT OF PUBLIC AID
(Continued Page 2)

together with Illinois Register publication, were its measures to inform the regulated public.

The Department was asked to explain the threat to the public interest, safety, or welfare which justified the use of emergency rulemaking in this instance. The Department responded by stating that the residents of nursing facilities would suffer adverse health consequences if the QUIP assessment was not performed with the Department's annual inspection of care. Nursing care providers would also be inconvenienced if the reimbursement schedule was not promptly readjusted via emergency rulemaking. The Department reported that its policy changes were a result of long-term discussions with vendors, and no external force, such as the recent adoption of governing federal rules, compelled it to adopt these policy changes. The Department stated the ongoing discussions with vendors took more time than anticipated, thus compelling it to adopt these measures by means of emergency rulemaking.

The Department's explanation of the need for this emergency rulemaking is unconvincing. The Department conceded no external cause, such as recently adopted changes in governing federal rules, was present in this instance. No tenable public health or safety argument can be made that its reimbursement schedule and inspection program policy changes had to be adopted via emergency rulemaking. Instead, the Department offers that it was unable to conclude policy discussions between it and the affected industry in a timely manner, and that the abbreviated adoption procedure of emergency rulemaking then became necessary. The Department has still not stated why it could not have instituted these policy changes with the attendant public notice and comment objectives of regular rulemaking under Section 5.01 of the IAPA being served. The Department has offered no reason why it was compelled to adopt these amendments by emergency rulemaking.

The Joint Committee has long taken the position that Section 5.02 procedures may not be used where the emergency is "agency created". This position has been supported by the Illinois Appellate Court, Third Division, in Senn Park Nursing Center v. Miller (1983), 118 Ill. App. 3d 733, 455 N.E.2d 162, affirmed at 104 Ill. 2d 169, 470 N.E.2d 1029, (1984). In Senn Park the court stated that "it would defeat the purposes of the notice and comment procedures if an agency could dispense with such procedures by enacting an emergency rule where the 'emergency' was created by the agency's failure to follow these procedures in the first place". As in Senn Park it appears that, with regard to this emergency rulemaking, the "emergency" was the result of

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTION TO EMERGENCY RULEMAKINGDEPARTMENT OF PUBLIC AID
(Continued Page 3)

an "avoidable administrative failure" to follow these procedures in the first place.

Therefore, the Joint Committee objects to the Department of Public Aid's May 11, 1990 emergency rulemaking entitled "Medical Payment" (89 Ill. Adm. Code 140), because no emergency situation exists which requires use of the emergency rulemaking procedures of Section 5.02 of the Illinois Administrative Procedure Act (IAPA).

8857249

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYJOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTION TO EMERGENCY RULEMAKING

DEPARTMENT OF PUBLIC AID

Heading of Part:	Reimbursement for Nursing Costs for Geriatric Facilities
Code Citation:	89 Ill. Adm. Code 147
Section Numbers:	147.300 147.305 147.310 147.315 147.320 147.325 147.330 147.335 147.340 147.345 147.350

Date Originally Published in Illinois Register:

June 15, 1990
14 Ill. Reg. 09523

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above emergency rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute a refusal to amend or repeal the rule.

The specific objection is as follows:

The Joint Committee objects to Sections 147.300, 147.305, 147.310, 147.315, 147.320, 147.325, 147.330, 147.335, 147.340, 147.345 and 147.350 of the rules of the Department of Public Aid entitled "Reimbursement for Nursing Costs for Geriatric Facilities" (89 Ill. Adm. Code 147) because, by allowing reimbursement since February 1, 1990 to nursing facilities which have hired "Qualified Mental Health Professionals" (QMHP's) and "Qualified Mental Retardation Professionals (QMRP's), conducted "comprehensive assessments", completed "comprehensive care plans" and begun to provide "special services" and "active treatment" to residents, the Department has implemented this rule prior to the completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.02 of the IAPA.

The emergency amendments to 89 Ill. Adm. Code 147 provide for reimbursement for "special services" and "active treatment" delivered to individuals with mental illness or developmental disabilities who reside in intermediate care or nursing facilities. The rulemaking sets forth minimum service requirements, establishes patient assessment criteria and requires certain minimum staffing such as QMHP's and QMRP's.

STATEMENT OF OBJECTION TO EMERGENCY RULEMAKINGDEPARTMENT OF PUBLIC AID
(Continued Page 2)

These emergency rules became effective June 4, 1990. However, public comment on this rulemaking suggested that the Department was reimbursing nursing facilities, which have programs implementing the "special services" described in this rulemaking, retroactively to February 1, 1990. Further, Section 147.345(b) and Section 147.350(b) provide for reimbursement as of February 1, 1990 for "special services" and "active treatment" respectively, provided by nursing facilities. The Department was asked whether it has been reimbursing facilities for "special services" and "active treatment" delivered prior to June 4, 1990.

The Department stated that it has been reimbursing nursing facilities, which have implemented the "special services" and "active treatment" required under this rulemaking, as of February 1, 1990. The Department explained that it had made an agreement with nursing facilities to reimburse them for any "special services" or "active treatment" provided, within the Department's guidelines, as of February 1, 1990. The Department explained that it made this agreement in order to make sure that the Department met federal deadlines for implementing "special services" programs. The Department explained that it had intended to start the rulemaking process in January, however new federal regulations affecting the Department's rules were proposed in February and March. The Department felt that because of the agreement made with nursing facilities and because of the urgent need for "special services" to be provided, reimbursement should be allowed as of February 1, 1990.

Although "special services" and "active treatment" may be beneficial to certain nursing facility residents, the IAPA (Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.) prohibits the Department of Public Aid from implementing these rules prior to their adoption in accordance with the rulemaking procedures. Section 4(c) of the IAPA states that "[n]o agency rule is effective against any person or party, nor may it be invoked by the agency for any purpose until it has been made available for public inspection and filed with the Secretary of State as required by this Act." In addition, Section 5(a) of the IAPA provides that "prior to the adoption, amendment or repeal of any rule, each agency shall accomplish the actions required by Section 5.01, 5.02 and 5.03, whichever is applicable" (emphasis added). In this instance the Department does to implement its rules under the emergency rulemaking procedure of Section 5.02. The Department, however, did not comply with Section 5.02 which prescribes that a rule may not be effective until its adoption. Section 5.02 of the IAPA states that "an emergency rule becomes effective immediately upon filing..." or at a stated date less than 10 days thereafter." The Department has failed to comply with the

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTION TO EMERGENCY RULEMAKINGDEPARTMENT OF PUBLIC AID
(Continued Page 3)

requirements of Sections 4(c), 5(a) and 5.02 prior to invoking the rule. Furthermore, Section 5(b) invalidates agency actions to adopt, amend, or repeal a rule which are not taken in compliance with the IAPA's procedural requirements.

This is not the first time that the Joint Committee has been presented with the issue of rules being invoked prior to adoption in accordance with the IAPA's rulemaking procedures. The Joint Committee has consistently issued objections to agencies which implement amendments prior to adoption of these rules under the general rulemaking procedures of Section 5.01 of the IAPA. As previously stated, the Department admits implementing the change in nursing facility reimbursement prior to the conclusion of the emergency rulemaking procedures of Section 5.02 of the IAPA.

Therefore, the Joint Committee objects to Sections 147.300, 147.305, 147.310, 147.315, 147.320, 147.325, 147.330, 147.335, 147.340, 147.345 and 147.350 of the rules of the Department of Public Aid entitled "Reimbursement for Nursing Costs for Geriatric Facilities" (89 Ill. Adm. Code 147) because, by allowing reimbursement since February 1, 1990 to nursing facilities which have hired "Qualified Mental Health Professionals" and "Qualified Mental Retardation Professionals", conducted "comprehensive assessments", completed "comprehensive care plans" and begun to provide "special services" and "active treatment" to residents, the Department has implemented this rule prior to the completion of required rulemaking procedures of the Illinois Administrative Procedure Act (IAPA), in violation of Sections 4(c), 5(a) and 5.02 of the IAPA.

8859523

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTION TO EMERGENCY RULEMAKING

DEPARTMENT OF PUBLIC HEALTH

Heading of Part: Family Practice Residency Code

Code Citation: 77 Ill. Adm. Code 590

Section Numbers:

590.300	590.310
590.320	590.330
590.400	590.410
590.420	Appendix D

Date Originally Published in Illinois Register:

June 1, 1990
14 Ill. Reg. 8725

At its meeting on July 26, 1990, the Joint Committee on Administrative Rules objected to the above emergency rulemaking. Failure of the agency to respond within 90 days of receipt of the Statement of Objection shall constitute a refusal to amend or repeal the rule.

The specific objection is as follows:

The Joint Committee objects to Sections 590.300, 590.310, 590.320, 590.330, 590.400, 590.410, 590.420 and Appendix D of the Department of Public Health's emergency rulemaking entitled "Family Practice Residency Code" because any emergency which may exist has been created solely by the failure of the Department to act in a timely fashion to adopt permanent rules pursuant to the provisions of Section 5.01 of the Illinois Administrative Procedure Act.

This emergency rulemaking implements P.A. 86-926, effective September 17, 1989. This rulemaking was effective May 21, 1990 and was adopted to provide for the repayment of educational loans for physicians who agree to practice in a physician shortage area of Illinois.

Section 5.02 of the Illinois Administrative Procedure Act provides that "emergency" means the existence of any situation which an agency finds reasonably constitutes a threat to the public interest, safety, or welfare. The Department was asked to explain the threat to the public interest, safety or welfare which justified the use of emergency rulemaking and to explain why this situation required adoption of these rules upon fewer days notice than is required by Section 5.01 of the Illinois Administrative Procedure Act. The Department stated that it believed its "Notice of Emergency Amendments" sufficiently explained why emergency rulemaking was necessary. The "Notice" stated that, "Many areas of the state are medically underserved because of the lack of

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYJOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTION TO EMERGENCY RULEMAKINGSTATEMENT OF OBJECTION TO EMERGENCY RULEMAKINGDEPARTMENT OF PUBLIC HEALTH
(Continued Page 2)DEPARTMENT OF PUBLIC HEALTH
(Continued Page 3)

physician services" and that, "this program will assist medically underserved areas in Illinois in attracting recent graduates and experienced physicians."

The Department was asked to explain the delay in implementing P.A. 86-926, which required the Department to establish this program, and which was effective September 17, 1989. Initially, the Department stated that the delay was caused because the Department was waiting for funding to be appropriated by the General Assembly for the program. However, it was brought to the Department's attention that funding was appropriated on December 5, 1989, approximately five and one-half months before the emergency rulemaking became effective. The Department then stated that the delay was caused because the Department hired additional staff to administer the new program and draft the rules. The Department explained that the hiring could not begin until the funding was appropriated.

Although, providing physician care to underserved areas is certainly worthwhile, it does not negate the fact that the Department has taken over eight months to implement this Public Act through this emergency rulemaking. Further, the First Reading in the General Assembly for this Act was May 4, 1989, the bill (HB 1494) was passed in the House on May 23, 1989, and in the Senate on June 21, 1989, almost a year before this emergency rulemaking became effective. In addition, the Department already had in effect a program to distribute medical scholarships to students who agree to practice in shortage areas after graduation which has many provisions in common with the loan repayment program. For example, the criteria for designating the shortage areas is exactly the same. Under the circumstances, it is difficult to see how the Department could take such an extended amount of time to implement a program to alleviate a situation which the agency found constituted a threat to the public interest, safety or welfare.

Section 5.02 of the IAPA defines "emergency" as "the existence of any situation which an agency finds reasonably constitutes a threat to the public interest, safety or welfare" and "which requires adoption of a rule upon fewer days notice than is required by Section 5.01" of the IAPA.

The Joint Committee has long taken the position that Section 5.02 procedures may not be used where the emergency is "agency created." This position has been supported by the Illinois Appellate Court, Third Division, in Senn Park Nursing Center v. Miller (1983, 118 Ill. App. 3d 733, 455 N.E.2d 162 Aff'd No. 59286 and 59287, 104 Ill. 2d 169 (October

10, 1984). In Senn Park it appears that, with regard to this emergency rulemaking, the "emergency" was the result of an avoidable administrative failure to follow these procedures in the first place. In this case, the Department has known about the loan repayment program over one year, giving the Department sufficient time to use the general rulemaking provisions of the Illinois Administrative Procedure Act.

Therefore, the Joint Committee objects to Sections 590.300, 590.310, 590.320, 590.330, 590.400, 590.410, 590.420 and Appendix D of the Department of Public Health's emergency rulemaking entitled "Family Practice Residency Code" because any emergency which may exist has been created solely by the failure of the Department to act in a timely fashion to adopt permanent rules pursuant to the provisions of Section 5.01 of the Illinois Administrative Procedure Act.

8858725

ILLINOIS REGISTER

VOL. 14, ISSUE #32

1990 CUMULATIVE INDEX

AUGUST 10, 1990

JCAR - Joint Committee on Administrative Rules

ACTION CODES

- A** - Adopted Rule
AR - Adopted Repealer
C - Notice of Corrections
CC - Codification Changes
E - Emergency Rule
ER - Emergency Repealer
M - Modification to meet JCAR objections
O - JCAR Statement of Objections
P - Proposed Rule
PF - Prohibited Filing Ordered by JCAR
PP - Peremptory or Court ordered Rules
PR - Proposed Repealer
R - Refusal to meet JCAR objection
RC - Statement of Recommendation
S - Suspension ordered by JCAR
W - Withdrawal to meet JCAR objections

EXAMPLE:

AGRICULTURE, DEPARTMENT OF

8 Ill. Adm. Code 285 PART ACTION CODE PAGE NUMBER PREVIOUS VOLUME ACTION CODE PAGE NUMBER ACTION CODE

8 Ill. Adm. Code 285 Ill. Grain Insurance Act (P-18048/85; A-6818)

ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (312) 782-9786.

AGING, DEPARTMENT ON

- 89 Ill. Adm. Code 240 Community Care Program (P-1077; A-10732; RC-12942) (P-13638/89; O-17144/89; R-15533) (P-13353/89; A-1233)
 89 Ill. Adm. Code 230 Older Americans Act Programs (P-14499/89; A-2308)

AGRICULTURE, DEPARTMENT OF

- 8 Ill. Adm. Code 110 Animal Diagnostic Laboratory Act (P-15911/89; A-1907) (P-16861/89; A-3416) (P-8759)
 8 Ill. Adm. Code 75 Bovine Brucellosis (P-15915/89; A-1911)
 8 Ill. Adm. Code 85 Diseased Animals (P-15926/89; A-1919) (P-8768)
 8 Ill. Adm. Code 80 Ill. Bovine Tuberculosis Eradication Act (P-15938/89; A-1931)
 8 Ill. Adm. Code 115 Ill. Pseudorabies Control Act (P-15942/89; A-1935) (P-19329/89; A-5065) (P-3773)
 8 Ill. Adm. Code 270 Ill. State Fair & DuQuoin State Fair, Non-Fair Space Rental & the General Operation of the State Fairgrounds (P-10965)
 8 Ill. Adm. Code 40 Livestock Auction Markets (P-15950/89; A-1943)
 8 Ill. Adm. Code 45 Marketing Center (Livestock) (P-15956/89; A-1949)
 8 Ill. Adm. Code 125 Meat & Poultry Inspection Act (P-16625/89; A-3424) (PP-4953) (PP-11401)
 8 Ill. Adm. Code 850 Motor Fuel Standards Act (P-19837/89; A-5072)
 2 Ill. Adm. Code 700 Organizational Chart, Description, Rulemaking Procedure, & Programs (A-58-) (A-4093) (A-9009)
 8 Ill. Adm. Code 5 Standardization of Agriculture Products (P-3711; A-10308)
 8 Ill. Adm. Code 100 Swine Brucellosis (P-15960/89; A-1953)
 8 Ill. Adm. Code 105 Swine Disease Control & Eradication Act (P-15968/89; A-1961) (P-8777)

ILLINOIS REGISTER

VOL. 14, ISSUE #32

1990 CUMULATIVE INDEX

AUGUST 10, 1990

ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF

- 77 Ill. Adm. Code 2058 Licensure of Alcoholism & Substance Abuse Treatment Intervention & Research Programs (P-6457)

ATTORNEY GENERAL

- 86 Ill. Adm. Code 2000 Ill. Estate & Generation - Skipping Transfer Tax Act (P-4281)

AUDITOR GENERAL

- 74 Ill. Adm. Code 420 Code of Regulations (P-1541)

BANKS AND TRUST COMPANIES, COMMISSIONER OF

- 38 Ill. Adm. Code 395 Corporate Fiduciary Branch Offices (P-2981)
 38 Ill. Adm. Code 396 Corporate Fiduciary Subsidiaries (P-2985)
 38 Ill. Adm. Code 356 Reimbursement to Banks & Corporate Fiduciaries for Financial Records (P-3333; A-11183)
 38 Ill. Adm. Code 356 Reimbursement to Banks for Financial Records (P-3303)

CARNIVAL-AMUSEMENT SAFETY BOARD

- 56 Ill. Adm. Code 6000 Carnival & Amusement Ride Inspection Law (P-2989) (E-3235; O-5905)

CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF

- 80 Ill. Adm. Code 303 Conditions of Employment (P-17169/89; A-3433)
 80 Ill. Adm. Code 2160 Local Government Health Plan (P-4288)
 80 Ill. Adm. Code 5010 Marking, Inventory, Transfer & Disposal of State-Owned Personal Property (P-8271) (E-8714; O-13033)
 80 Ill. Adm. Code 310 Pay Plan (P-427; A-10002) (P-15141/89; A-615) (PP-1627) (P-17521/89; A-4255) (P-5269) (PP-7652) (P-7675) (P-10189) (P-10974; W-12321) (E-11330)
 44 Ill. Adm. Code 5030 Personal Use of State Telephones (P-10983) (E-11351)
 80 Ill. Adm. Code 2120 State of Ill. Medical Care Assistance Plan (P-10603)
 80 Ill. Adm. Code 3000 Travel Regulation Council, The (P-1548; A-10014)

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

- 89 Ill. Adm. Code 431 Confidentiality of Personal Information of Persons Served by the Dept. (P-4303)
 89 Ill. Adm. Code 410 Licensing Standards for Youth Emergency Shelters (P-439; O-8206; R-9622; A-9407) (E-999)
 89 Ill. Adm. Code 300 Reports of Child Abuse & Neglect (P-20159/89; C-2684) (E-11356) (P-11423)
 89 Ill. Adm. Code 337 Service Appeal Process (P-9273)
 89 Ill. Adm. Code 302 Services Delivered by the Dept. (P-1) (P-2205) (P-14508/89; A-3438)

COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

- 14 Ill. Adm. Code 525 Economic Development Area Tax Increment Allocation Financing (P-13356/89; A-1968)
 14 Ill. Adm. Code 520 Enterprise Zone Program (P-15975/89; A-3445)
 14 Ill. Adm. Code 590 Ill. Large Business Development Program (P-7291)
 14 Ill. Adm. Code 610 Ill. Public Infrastructure Loan & Grant Program (P-7300)
 56 Ill. Adm. Code 2650 Industrial Training Program (P-15977/89; A-5075)
 14 Ill. Adm. Code 550 Local Tourism & Convention Bureau Program (P-17567/89; A-5091) (P-5294; E-5565; O-10159; R-2686) (P-8782)
 47 Ill. Adm. Code 110 State Administration for the Federal Community Development Block Grant Program for Small Cities (P-10985)
 47 Ill. Adm. Code 120 State Administration of the Federal Community Services Block Grant Program (P-5296)
 14 Ill. Adm. Code 545 Technology Advancement & Development Act Program (P-19336/89; A-9016)
 14 Ill. Adm. Code 540 Technology Commercialization Grant-In-Aid Program (P-11022)
 56 Ill. Adm. Code 2610 Training Services for the Disadvantaged (P-5017/89; A-1976)
 56 Ill. Adm. Code 2630 Uniform Fiscal & Administrative Standards for the Job Training Partnership Act (P-5310) (P-7312)

COMMERCE COMMISSION, ILLINOIS

- 92 Ill. Adm. Code 1207 Agents for Service of Process (P-15150/89; A-3033)

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

AUGUST 10, 1990

VOL. 14, ISSUE #32

COMMERCE COMMISSION, ILLINOIS (CONT'D)

- 83 Ill. Adm. Code 760 Cellular Radio Exclusion (P-13358/89; A-3037) (P-9631)
 83 Ill. Adm. Code 281 Energy Assistance (PR-4312; AR-11188)
 92 Ill. Adm. Code 1415 Freight Bills & Bills of Lading or Other Forms (P-19339/89; A-8583)
 83 Ill. Adm. Code 900 Joint Rules of the Ill. Commerce Commission & the Dept. of Energy & Natural Resources: Residential Conservation Plan (PR-12680/89; AR-624)
 92 Ill. Adm. Code 1300 Minimum Rate (PR-14147/89; AR-3040)
 83 Ill. Adm. Code 590 Minimum Safety Standards for Transportation of Gas & for Gas Pipeline Facilities (P-19344/89; A-10018)
 83 Ill. Adm. Code 445 Purchase & Sale of Electric Energy from Qualified Solid Waste Energy Facilities (P-13129/89; A-626)
 92 Ill. Adm. Code 1710 Relocation Towing (P-2721; A-10310)
 83 Ill. Adm. Code 285 Standard Filing Requirements for Electric, Gas, Water & Sewer Utilities & Telecommunications Carriers in Filing for an Increase in Rates (P-5229/89; A-6000)
 83 Ill. Adm. Code 410 Standards of Service for Electric Utilities (P-16211/89; A-3454)
 83 Ill. Adm. Code 500 Standards of Service for Gas Utilities (P-16219/89; A-3463)
 83 Ill. Adm. Code 755 Telecommunications Access for the Deaf (P-15157/89; A-3042)
 83 Ill. Adm. Code 757 Telephone Assistance Program (P-2731)
 83 Ill. Adm. Code 505 Uniform System of Accounts for Gas Utilities (P-13361/89; A-1605)
 83 Ill. Adm. Code 710 Uniform System of Accounts for Telecommunications Carriers (P-1552; A-10021)

COMMUNITY COLLEGE BOARD, ILLINOIS

- 23 Ill. Adm. Code 1501 Administration of the Ill. Public Community College Act (P-14; A-11771) (E-299) (P-3308) (P-16869/89; A-4126) (P-18025/89; A-10762)

COMPTROLLER

- 2 Ill. Adm. Code 625 Access to Information (A-186)
 74 Ill. Adm. Code 290 Contract Content (P-18649/89; A-5757)

CONSERVATION, DEPARTMENT OF

- 17 Ill. Adm. Code 870 Aquaculture, Transportation, Stocking, Importation &/or Possession of Aquatic Life (P-3717; A-11190)
 17 Ill. Adm. Code 130 Camping on Dept. of Conservation Properties (P-4340; A-12402)
 17 Ill. Adm. Code 530 Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit & Crow Hunting (P-3720; A-10775)
 17 Ill. Adm. Code 1075 Consultation Procedures for Assessing Impacts of Agency Actions on Endangered & Threatened Species (P-11033)
 17 Ill. Adm. Code 750 Disposition of Deer Accidentally Killed by a Motor Vehicle or Other Non-Hunting Methods (P-4985)
 17 Ill. Adm. Code 950 Dog Training on Department-Owned or Managed Sites (P-4990)
 17 Ill. Adm. Code 730 Dove Hunting (P-3743; A-11193)
 17 Ill. Adm. Code 590 Duck, Goose & Coot Hunting (P-15509/89; A-638) (P-4996)
 17 Ill. Adm. Code 1590 Falconry & the Captive Propagation of Raptors (P-17174/89; A-6088)
 17 Ill. Adm. Code 1537 Forest Management Plan (P-8273)
 17 Ill. Adm. Code 1530 Forest Products Transportation Act, The (P-11047)
 17 Ill. Adm. Code 1536 Forestry Development Cost Share Program (P-8289)
 17 Ill. Adm. Code 510 General Hunting & Trapping on Dept.-Owned or -Managed Sites (P-3757)
 17 Ill. Adm. Code 745 Hunting Season for Game Breeding & Hunting Preserve Areas (P-4351) (PR-5647)
 17 Ill. Adm. Code 3040 Ill. Bicycle Path Grant Program (P-442; RC-5896; A-6106)
 17 Ill. Adm. Code 1050 Ill. List of Endangered & Threatened Flora (P-455; A-6123)
 17 Ill. Adm. Code 3030 Land & Water Conservation Fund Grant Program (P-478; A-6149)
 17 Ill. Adm. Code 570 Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Beaver & Woodchuck (Groundhog) Trapping (P-3764)
 17 Ill. Adm. Code 1070 Possession of Specimens or Products of Endangered & Threatened Species (P-11052)
 17 Ill. Adm. Code 550 Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote & Woodchuck (Groundhog) Hunting (P-3716; A-10798)
 17 Ill. Adm. Code 210 Rental of Boats & Boating Facilities (P-16892/89; A-2013)

CI - 3

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

AUGUST 10, 1990

VOL. 14, ISSUE #32

CONSERVATION, DEPARTMENT OF (CONT'D)

- 17 Ill. Adm. Code 520 Scientific Permits (P-3789; A-10811)
 17 Ill. Adm. Code 810 Sport Fishing Regs. for the Waters of Ill. (P-491; A-6164) (P-2419; A-8588) (E-6865) (P-9634)
 17 Ill. Adm. Code 690 Squirrel Hunting (P-3794; A-10816)
 17 Ill. Adm. Code 720 Taking of Wild Turkeys - Fall Archery Season, The (P-4355; A-12413)
 17 Ill. Adm. Code 715 Taking of Wild Turkeys - Fall Gun Season, The (P-4363; A-12421)
 17 Ill. Adm. Code 710 Taking of Wild Turkeys - Spring Season, The (P-15534/89; A-663)
 17 Ill. Adm. Code 670 White-Tailed Deer Hunting by Use of Bow & Arrow (P-4372) (P-11437)
 17 Ill. Adm. Code 650 White-Tailed Deer Hunting by Use of Firearms (P-4385; A-12430)
 17 Ill. Adm. Code 740 Woodcock, Snipe, Rail & Teal Hunting (P-3802; A-11207)

CORRECTIONS, DEPARTMENT OF

- 20 Ill. Adm. Code 701 County Jail Standards (P-9684)
 20 Ill. Adm. Code 720 Municipal Jail & Lockup Standards (P-9694)
 20 Ill. Adm. Code 535 Personal Property (P-18040/89; A-6765)
 20 Ill. Adm. Code 107 Records of Committed Persons (P-12125) (E-12273)
 20 Ill. Adm. Code 525 Rights & Privileges (P-18052/89; A-5114) (P-12345)

CRIMINAL JUSTICE INFORMATION AUTHORITY, ILLINOIS

- 20 Ill. Adm. Code 1560 Operating Procedures for the Administration of Non-Federal Grant Funds (P-8300)

EDUCATION, BOARD OF HIGHER

- 23 Ill. Adm. Code 1037 Capital Improvement Grants to Nonpublic Institutions of Higher Learning for Laboratory Research & Instructional Area Renovation (P-16227/89; A-4508)
 23 Ill. Adm. Code 1036 Capital Improvement Grants to Nonpublic Institutions of Higher Learning for Science & Technology (P-16234/89; A-5118)
 23 Ill. Adm. Code 1025 Engineering Grant Program (P-14516/89; A-2015)
 23 Ill. Adm. Code 1020 Health Services Education Grants Act (P-14521/89; A-2020)
 23 Ill. Adm. Code 1010 Higher Education Cooperation Act (E-20390/89; O-3275; R-4271) (P-20203/89; A-7497)
 23 Ill. Adm. Code 1000 Ill. Financial Assistance Act for Nonpublic Institutions of Higher Learning (P-14531/89; A-2030)

EDUCATION, STATE BOARD OF

- 23 Ill. Adm. Code 25 Certification (P-8756/89; A-1243) (P-3331)
 23 Ill. Adm. Code 250 Comprehensive Arts Program (P-11447)
 23 Ill. Adm. Code 253 Comprehensive Health Education (P-1645; A-12452)
 23 Ill. Adm. Code 202 Disadvantaged Students Funds Plan -- Districts Over 50,000 ADA (P-13369/89; A-3472) (PR-13367/89; AR-3487)
 23 Ill. Adm. Code 500 Educational Service Centers (P-8307)
 23 Ill. Adm. Code 50 Evaluation of Certified School District Employees in Contractual Continued Service (P-18979/89; A-7503)
 23 Ill. Adm. Code 210 Learning Assessment & School Improvement Plans (P-8766/89; O-18943/89; R-1534; A-1254)
 23 Ill. Adm. Code 451 Private Business & Vocational Schools (P-9133/89; O-4741; RC-4747; M-7662; A-7518) (PR-9082/89; A-7593)
 23 Ill. Adm. Code 110 Program Accounting Manual (P-8319)
 23 Ill. Adm. Code 1 Public Schools Evaluation, Recognition & Supervision (P-1650; A-12457) (P-4931)
 23 Ill. Adm. Code 275 Pupil Transportation (P-5921) (E-6411)
 23 Ill. Adm. Code 260 Reading Improvement Program (P-8424)
 23 Ill. Adm. Code 226 Special Education (P-11068) (E-11364)
 23 Ill. Adm. Code 205 Trustees' Alternative & Optional Education Programs (P-18991/89; O-5899; R-10593; A-10320)

EDUCATIONAL OPPORTUNITY, ILLINOIS CONSORTIUM FOR

- 23 Ill. Adm. Code 2400 Ill. Consortium for Educational Opportunity Program (P-1703; A-12262) (P-12357)

CI - 4

ILLINOIS REGISTER
1990 CUMULATIVE INDEX

VOL. 14, ISSUE #32

AUGUST 10, 1990

ELECTIONS, STATE BOARD OF

- 26 Ill. Adm. Code 100 Campaign Financing Act, The (P-14539/89; A-10824)
- 26 Ill. Adm. Code 125 Practice & Procedure (P-14556/89; A-10832)
- 26 Ill. Adm. Code 210 Raffles Conducted by Political Committees (P-3814) (E-6907; O-10162)

EMPLOYMENT SECURITY, DEPARTMENT OF

- 56 Ill. Adm. Code 2725 Administrative Hearings & Appeals (P-19841/89; A-5126)
- 56 Ill. Adm. Code 2865 Claimant's Active Search for Work (P-10215)
- 56 Ill. Adm. Code 2720 Claims, Adjudication, Appeals & Hearings (P-7686) (P-10237)
- 56 Ill. Adm. Code 2770 Determination of Unemployment Contributions (P-15543/89; A-2038) (P-12364)
- 56 Ill. Adm. Code 2732 Employment (P-12748/89; O-20398/89; R-1049; A-673)
- 56 Ill. Adm. Code 2830 Payment of Benefits (P-2423) (P-2423; A-9101)
- 56 Ill. Adm. Code 2765 Payment of Unemployment Contributions, Interest & Penalties (P-1101; A-6218)

ENERGY AND NATURAL RESOURCES, DEPARTMENT OF

- 83 Ill. Adm. Code 1000 Joint Rules of the Ill. Commerce Commission & the Dept. of Energy & Natural Resources: Residential Conservation Plan (PR-12736/89; AR-681)

ENVIRONMENTAL PROTECTION AGENCY

- 35 Ill. Adm. Code 691 Annual Testing Fees for Analytical Services (P-15164/89; A-2045)
- 35 Ill. Adm. Code 174 Delegation of Construction & Operating Permit Authority for Sanitary & Combined Sewers & Water Main Extensions (P-16242/89; A-4891)
- 35 Ill. Adm. Code 661 General Conditions of Grants for the Financing & Construction of Public Water Supply Facilities (P-1738/89; A-2055)
- 35 Ill. Adm. Code 871 General Conditions of State of Ill. Grants for Nonhazardous Solid Waste Planning & Enforcement (P-8429)
- 35 Ill. Adm. Code 183 Joint Rules of the Environmental Protection Agency & the Dept. of Public Health: Certification & Operation of Environmental Laboratories (P-7561/89; A-8392)
- 35 Ill. Adm. Code 690 Permit Fees for Installing or Extending Water Main (P-15174/89; A-2070)
- 35 Ill. Adm. Code 366 Procedures & Requirements for Determining Loan Priorities for Municipal Wastewater Treatment Works Needs (P-19850/89; A-8121)
- 35 Ill. Adm. Code 870 Procedures for Issuing Solid Waste Planning & Enforcement Grants (P-8809)
- 35 Ill. Adm. Code 858 Remedies for Operation of the Non-Hazardous Solid Waste Fee System (P-8-444)
- 35 Ill. Adm. Code 860 State Remedial Action Priorities List (P-16252/89; A-5776)
- 35 Ill. Adm. Code 181 Toxic Pollution Prevention Innovation Plans (P-6520)
- 35 Ill. Adm. Code 861 Used & Waste Tires Removal Priority List (P-8822)

FINANCIAL INSTITUTIONS, DEPARTMENT OF

- 38 Ill. Adm. Code 195 Ill. Development Credit Corporation Act (P-1558; A-9110)
- 50 Ill. Adm. Code 8100 Title Insurance Act (P-16; C-1051; O-8209; RC-8219; M-8205; A-8600; F-134031) (E-305)

FIRE MARSHAL, OFFICE OF THE STATE

- 41 Ill. Adm. Code 250 Fire Equipment Distributor & Employee Standards (P-5322)
- 41 Ill. Adm. Code 251 Fire Equipment Distributor & Employee Licenses (CC-8739)
- 41 Ill. Adm. Code 251 Fire Equipment Distributor & Employee Standards (E-8194)
- 41 Ill. Adm. Code 100 Fire Prevention & Safety (RC-3277)
- 41 Ill. Adm. Code 140 Policy & Procedures Manual for Fire Protection Personnel (P-4781)
- 41 Ill. Adm. Code 170 Storage, Transportation, Sale & Use of Petroleum & Other Regulated Substances (P-63; A-5781) (P-12373)

GUARDIANSHIP AND ADVOCACY COMMISSION

- 59 Ill. Adm. Code 301 Fee Schedule for the Office of the State Guardian (P-1708)

HEALTH CARE COST CONTAINMENT COUNCIL, ILLINOIS

- 77 Ill. Adm. Code 2510 Data Collection (P-8198/89; A-2078)

ILLINOIS REGISTER
1990 CUMULATIVE INDEX

VOL. 14, ISSUE #32

AUGUST 10, 1990

HEARING AID CONSUMER PROTECTION BOARD

- 77 Ill. Adm. Code 3000 Hearing Aid Consumer Protection Continuing Education Requirements (P-19005/89; A-10337)

HOUSING DEVELOPMENT AUTHORITY, ILLINOIS

- 47 Ill. Adm. Code 360 Affordable Housing Program (P-1726; A-9117) (E-2094)
- 47 Ill. Adm. Code 350 Low-Income Housing Tax Credit Allocation (PR-3651) (P-5653) (ER-5817) (E-5827)
- 47 Ill. Adm. Code 310 Multifamily Rental Housing Mortgage Loan Program (P-13371/89; A-683)

ILLINOIS, BOARD OF TRUSTEES OF THE UNIVERSITY OF

- 89 Ill. Adm. Code 1200 Program Content & Guidelines for Division of Services for Crippled Children (P-19885/89; A-5136)

INDUSTRIAL COMMISSION, ILLINOIS

- 50 Ill. Adm. Code 7030 Arbitration (E-4913) (P-5655)
- 50 Ill. Adm. Code 7100 Insurance Regs. (E-4920) (P-5662)
- 50 Ill. Adm. Code 7110 Miscellaneous (E-4929) (P-5671)
- 50 Ill. Adm. Code 7040 Review (E-4940) (P-5682)

INSURANCE, DEPARTMENT OF

- 50 Ill. Adm. Code 938 Accident & Health Risk Ratio Notice (P-17592/89; A-3489)
- 50 Ill. Adm. Code 2010 Advertisements of Medicare Supplement Insurance (P-8828)
- 50 Ill. Adm. Code 909 Advertising & Sales Promotion of Life Insurance & Annuities (P-2744)
- 50 Ill. Adm. Code 1405 Construction & Filing of Life Insurance & Annuity Forms (P-17604/89; W-4971)
- 50 Ill. Adm. Code 907 Exempt Sale of Insurance Company Shares (P-8451)
- 50 Ill. Adm. Code 2013 Group Coverage Discontinuance & Replacement (P-1729)
- 50 Ill. Adm. Code 3118 Licensure of Public Adjusters (P-8454)
- 50 Ill. Adm. Code 930 Life Insurance Solicitation (P-2754)
- 50 Ill. Adm. Code 2012 Long-Term Care Insurance (P-9181/89; A-10345)
- 50 Ill. Adm. Code 2008 Minimum Standards for Individual & Group Medicare Supplement Insurance (P-17615/89; W-2410) (P-10247)
- 50 Ill. Adm. Code 2005 Pre-Existing Illness (P-11071)
- 50 Ill. Adm. Code 3119 Prelicensing & Continuing Education (P-12127)
- 50 Ill. Adm. Code 3113 Premium Fund Trust Account (P-12935/89; A-2088)
- 50 Ill. Adm. Code 754 Rules & Rate Filings (P-19013/89; A-5793)
- 50 Ill. Adm. Code 2011 Transitional Requirements for the Conversion of Medicare Supplement Insurance Benefits & Premiums to Conform to Medicare Program Revisions (P-11075)

LABOR, DEPARTMENT OF

- 56 Ill. Adm. Code 350 Health & Safety (P-3345) (P-5839/89; O-4750; W-4740)
- 68 Ill. Adm. Code 690 Nurse Agency Licensing Act (P-1107; RC-10123; A-12516)
- 56 Ill. Adm. Code 100 Prevailing Wage Hearing Procedures (P-536; O-10126) (E-1026)

LABOR RELATIONS BOARD, ILLINOIS EDUCATIONAL

- 80 Ill. Adm. Code 1125 Fair Share Fee Objections (P-15182/89; A-2873)
- 2 Ill. Adm. Code 2676 Freedom of Information (A-4151)
- 80 Ill. Adm. Code 1100 General Procedures (P-1327/89; A-1270)
- 80 Ill. Adm. Code 1105 Hearing Procedures (P-1335/89; A-1278)
- 2 Ill. Adm. Code 2675 Public Information, Rulemaking, Organization & Personnel (A-4158)
- 80 Ill. Adm. Code 1110 Representation Procedures (P-1357/89; A-1297)
- 80 Ill. Adm. Code 1120 Unfair Labor Practice Proceedings (P-1381/89; A-1322)

LABOR RELATIONS BOARD, ILLINOIS STATE/LABOR RELATIONS BOARD, ILLINOIS LOCAL

- 80 Ill. Adm. Code 1200 General Procedures (P-7693)
- 80 Ill. Adm. Code 1230 Impasse Resolution (P-7700)
- 80 Ill. Adm. Code 1210 Representation Proceedings (P-7726)
- 80 Ill. Adm. Code 1220 Unfair Labor Practice Proceedings (P-7756)

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

AUGUST 10, 1990

VOL. 14, ISSUE #32

LEGISLATIVE INFORMATION SYSTEM

- 2 III. Adm. Code 150 Access to Legislative Information System Information (A-3049)
3 III. Adm. Code 600 Access to Legislative Information System Information (P-3349; A-12531)
LOCAL GOVERNMENT LAW ENFORCEMENT OFFICERS TRAINING BOARD, ILLINOIS
20 III. Adm. Code 1760 Coroners Basic Training (P-13997/89; A-10027)
20 III. Adm. Code 1720 Minimum Requirements of the Trainee (P-5378)

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, DEPARTMENT OF

- 59 III. Adm. Code 102 Dept. Facilities & Grounds (P-2432)
59 III. Adm. Code 119 Minimum Standards for Certification of Developmental Training Programs (P-3356)
59 III. Adm. Code 119 Minimum Standards for Licensure, Certification, or Approval of Programs Serving Persons with Developmental Disabilities or Mental Illness (P-13377/89; W-3696)
59 III. Adm. Code 115 Standards & Licensure Requirements for Community-Integrated Living Arrangements (P-15183/89; RC-10128; A-10865)

MINES AND MINERALS, DEPARTMENT OF

- 62 III. Adm. Code 240 An Act in Relation to Oil, Gas & Other Surface & Underground Resources (P-15226/89; A-2317) (A-3053) (P-3394)
62 III. Adm. Code 200 An Act Relating to the Manufacture, Possession, Storage, Transportation, Use, Sale, or Gift of Explosives (PR-18056/89; AR-3501)
62 III. Adm. Code 1761 Areas Designated by Act of Congress (P-12197/89; A-11777)
62 III. Adm. Code 1800 Bonding & Insurance Requirements for Surface Coal Mining & Reclamation Operations (P-12205/89; A-11785)
62 III. Adm. Code 1700 General (P-12217/89; A-11795)
62 III. Adm. Code 1701 General Definitions (P-12222/89; A-11800)
62 III. Adm. Code 200 III. Explosives Act, The (P-18061/89; A-3503)
62 III. Adm. Code 240 III. Oil & Gas Act, The (P-10288; C-11410)
62 III. Adm. Code 1846 Individual Civil Penalties (P-12248/89; A-11825)
62 III. Adm. Code 1816 Permanent Program Performance Standards--Surface Mining Activities (P-12233/89; A-11830)
62 III. Adm. Code 1817 Permanent Program Performance Standards--Underground Mining Operations (P-12280/89; A-11855)
62 III. Adm. Code 1778 Permit Applications--Minimum Requirements for Legal, Financial, Compliance, and Related Information (P-12303/89; A-11873)
62 III. Adm. Code 1772 Requirements for Coal Exploration (P-12311/89; A-11880)
62 III. Adm. Code 1773 Requirements for Permits & Processing (P-12317/89; A-11886)
62 III. Adm. Code 1774 Revision; Renewal; & Transfer, Assignment, or Sale of Permit Rights (P-12234/89; A-11900)
62 III. Adm. Code 1843 State Enforcement (P-12341/89; A-11906)
62 III. Adm. Code 300 Surface-Mined Land Conservation & Reclamation Act (P-18103/89; A-3548)
62 III. Adm. Code 1780 Surface Mining Permit Application--Minimum Requirements for Reclamation & Operation Plan (P-12352/89; A-11911)
62 III. Adm. Code 1779 Surface Mining Permit Applications--Minimum Requirements for Information on Environmental Resources (P-12347/89; A-11924)
62 III. Adm. Code 1783 Underground Mining Permit Applications--Minimum Requirements for Information on Environmental Resources (P-12366/89; A-11929)
62 III. Adm. Code 1784 Underground Mining Permit Applications--Minimum Requirements for Reclamation & Operation Plan (P-12371/89; A-11935)
- NUCLEAR SAFETY, DEPARTMENT OF
32 III. Adm. Code 310 General Provisions (P-11450)
32 III. Adm. Code 330 Licensing of Radioactive Material (P-11471)
32 III. Adm. Code 332 Licensing Requirements for Source Material Milling Facilities (P-5874/89; A-333; O-2134; R-6437)
32 III. Adm. Code 501 Plan for the Reimbursement for Local Governments Under Provisions of the "Ill. Nuclear Safety Preparedness Act" (P-8865)

CI - 7

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

AUGUST 10, 1990

VOL. 14, ISSUE #32

NUCLEAR SAFETY, DEPARTMENT OF (CONT'D)

- 32 III. Adm. Code 335 Use of Radionuclides in the Healing Arts (P-11585)
32 III. Adm. Code 370 Use of Sealed Radioactive Sources in the Healing Arts (PR-11653)
32 III. Adm. Code 360 Use of X-Rays in the Healing Arts Including Medical, Dental, Podiatry, & Veterinary Medicine (P-6940)
- POLLUTION CONTROL BOARD
35 III. Adm. Code 211 Definitions & General Provisions (P-2766) (P-8463) (P-16285/89; A-9141) (P-12697)
35 III. Adm. Code 211 Effluent Standards (P-2999) (P-9204/89; A-6777) (P-17633/89; A-9437) (P-9700) (P-11093) (P-20230/89; A-12538)
35 III. Adm. Code 241 Emission Standards for Motor Vehicles & Motor Vehicle Engines (P-6977)
35 III. Adm. Code 604 Finished Water & Raw Water (P-255/89; A-689)
35 III. Adm. Code 738 Hazardous Waste Injection Restrictions (P-18110/89; A-3059) (P-3823; A-11948)
35 III. Adm. Code 720 Hazardous Waste Management System: General (P-72; A-6225) (P-3006) (P-17638/89; A-3075) (P-9706)
35 III. Adm. Code 106 Hearings Pursuant to Specific Rules (P-14634/89; A-9442)
35 III. Adm. Code 721 Identification & Listing of Hazardous Waste (P-6528) (P-9729)
35 III. Adm. Code 812 Information to be Submitted in a Permit Application (P-3834)
35 III. Adm. Code 725 Interim Status Standards for Owners & Operators of Hazardous Waste Treatment, Storage and Disposal Facilities (P-6574) (P-9754)
35 III. Adm. Code 601 Introduction (P-262/89; A-1379)
35 III. Adm. Code 301 Introduction (P-14152/89; A-2879)
35 III. Adm. Code 728 Land Disposal Restrictions (P-79; A-6232) (P-6597) (P-9764)
35 III. Adm. Code 848 Management of Used & Waste Tires (P-7763)
35 III. Adm. Code 305 Monitoring & Reporting (P-14159/89; A-2888)
35 III. Adm. Code 215 Organic Material Emission Standards & Limitations (P-2772) (P-15249/89; A-3555) (E-6421) (P-12384/89; A-7596) (P-8877) (P-16443/89; A-9173) (P-12701)
35 III. Adm. Code 306 Performance Criteria (P-13173/89; A-9449)
35 III. Adm. Code 105 Permits (P-2784)
35 III. Adm. Code 309 Permits (P-14164/89; A-2892)
35 III. Adm. Code 310 Pretreatment Programs (P-20240/89; A-7608)
35 III. Adm. Code 815 Procedural Requirements for All Landfills Exempt From Permits (P-3872)
35 III. Adm. Code 813 Procedural Requirements for Permitted Landfills (P-3882)
35 III. Adm. Code 705 Procedures for Permit Issuance (P-17644/89; A-3082)
35 III. Adm. Code 702 RCRA & UIC Permit Programs (P-120; A-6273) (P-17651/89; A-3089)
35 III. Adm. Code 703 RCRA Permit Program (P-125; A-6278) (P-6619)
35 III. Adm. Code 102 Regulatory & Informational Hearings & Proceedings (P-14696/89; O-5902; M-9256; A-9210) (P-11666)
35 III. Adm. Code 102 Regulatory & Other Nonadjudicative Hearings & Proceedings (PR-14727/89; AR-9244)
35 III. Adm. Code 605 Sampling & Monitoring (P-269/89; A-695)
35 III. Adm. Code 307 Sewer Discharge Criteria (P-7530/89; A-3100) (P-20257/89; A-7620)
35 III. Adm. Code 807 Solid Waste (P-3902)
35 III. Adm. Code 810 Solid Waste Disposal: General Provisions (P-3909)
35 III. Adm. Code 722 Standards Applicable to Generators of Hazardous Waste (P-9768)
35 III. Adm. Code 814 Standards for Existing Landfills & Units (P-3858)
35 III. Adm. Code 811 Standards for New Solid Waste Landfills (P-3923)
35 III. Adm. Code 724 Standards for Owners & Operators of Hazardous Waste Treatment, Storage & Disposal Facilities (P-6638) (P-9773)
35 III. Adm. Code 726 Standards for the Management of Specific Hazardous Waste & Specific Types of Hazardous Waste Management Facilities (P-6660)
35 III. Adm. Code 214 Sulfur Limitations (P-11098)
35 III. Adm. Code 232 Toxic Air Contaminants (P-8905)
35 III. Adm. Code 704 UIC Permit Program (P-18125/89; A-3116)
35 III. Adm. Code 730 Underground Injection Control Operating Requirements (P-3014; A-11959) (P-18139/89; A-3130)
35 III. Adm. Code 731 Underground Storage Tanks (P-153; A-5797) (P-2791; A-9454) (P-4406; A-11964)
35 III. Adm. Code 302 Water Quality Standards (P-14172/89; O-2120; R-2960; A-2899) (P-20273/89; A-11974)

CI - 8

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

VOL. 14, ISSUE #32

AUGUST 10, 1990

POLLUTION CONTROL BOARD (CONT'D)

35 Ill. Adm. Code 303 Water Use Designations & Site Specific Water Quality Standards (P-17661/89; A-9460) (P-9784)

PROFESSIONAL REGULATION, DEPARTMENT OF

68 Ill. Adm. Code 1400 Clinical Psychologist Licensing Act (P-2913/89; O-4754; PF-4760; A-4515; WPE-12936; A-12735)
 68 Ill. Adm. Code 1300 III. Nursing Act of 1987, The (P-14236/89; A-10035)
 68 Ill. Adm. Code 1380 III. Professional Engineering Act (P-7346)
 68 Ill. Adm. Code 1270 Land Surveyors Act (P-7378)
 68 Ill. Adm. Code 1320 Optometric Practice Act of 1987 (P-2444)
 68 Ill. Adm. Code 1360 Podiatric Medical Practice Act of 1987 (P-14004/89; A-701)
 68 Ill. Adm. Code 1240 Private Detective, Private Alarm & Private Security Act of 1983 (P-2456)
 68 Ill. Adm. Code 1400 Psychologist Registration Act (P-2913/89; O-4754; PF-4760) (WPE-12936)

PUBLIC AID, DEPARTMENT OF

89 Ill. Adm. Code 130 Administration of Social Service Programs (P-1564; O-12946; RC-12948) (P-4049)
 89 Ill. Adm. Code 112 Aid to Families with Dependent Children (P-538; A-6306) (P-14741/89; A-705) (P-1123; O-12951; O-12962) (P-2798; O-12966) (P-1948/89; A-3170) (P-16894/89; A-3575) (P-18833/89; A-3575) (P-16894/89; A-3575) (P-4054; A-10379) (P-5695; O-12977) (P-5923; O-12980) (P-19117/89; A-6306) (P-9291) (P-9790)
 89 Ill. Adm. Code 113 Aid to the Aged, Blind or Disabled (P-163; A-6321) (P-14263/89; A-720) (P-2811; O-12983) (P-19130/89; A-6321) (P-7813) (P-9307) (P-9806)
 89 Ill. Adm. Code 110 Application Process (P-7395)
 89 Ill. Adm. Code 160 Child Support Enforcement (P-12148)
 89 Ill. Adm. Code 116 Crisis Assistance (P-10616)
 89 Ill. Adm. Code 144 Developmental Disabilities Service (P-11999/89; A-4166)
 89 Ill. Adm. Code 141 Drug Manual (P-2465; A-9464) (E-2657) (P-17665/89; A-3595) (P-20288/89; A-6339) (P-12202) (E-12278) (P-12714) (E-12910)
 89 Ill. Adm. Code 121 Food Stamps (P-548; A-6349) (P-13503/89; A-729) (P-14756/89; A-729) (P-5935) (P-7006) (P-9317)
 89 Ill. Adm. Code 114 General Assistance (P-14764/89; A-746) (P-2821; O-12994) (P-16691/89; A-3640) (P-4070; A-10929) (P-5385) (P-5713; O-13005) (P-5945; O-13008) (P-19146/89; A-6360) (P-7015) (P-9815)
 89 Ill. Adm. Code 148 Hospital Services (P-13729/89; A-2553) (P-5409) (P-9331) (P-9827) (P-11108) (E-11392)
 89 Ill. Adm. Code 120 Medical Assistance Programs (P-558; A-7637) (P-14778/89; A-760) (E-1494) (P-2831; A-10396; O-13011) (P-4081) (P-15582/89; A-4233) (P-17229/89; A-4233) (P-5724) (E-5839) (P-5954; O-13022) (P-19157/89; A-6372) (P-7821) (P-9343)
 89 Ill. Adm. Code 140 Medical Payment (P-11157/89; A-190) (P-1570; A-10409) (P-1737; A-10062) (P-13178/89; A-2564) (P-15612/89; A-2564) (E-3241; O-8223; R-9258) (P-4415) (P-14625/89; A-4543) (E-4577; O-8226; R-9260) (P-5417) (E-5575) (P-5726) (P-3865) (P-7027) (P-17667/89; A-7141) (E-7249; O-13036) (P-7834) (P-3929) (P-10629) (P-11672) (E-12082)
 89 Ill. Adm. Code 146 Point-Of-Care Guidelines for ICF/MR & SNF/PED Facilities (P-4419) (P-7031) (A-7651)
 89 Ill. Adm. Code 102 Rights & Responsibilities (P-7399)
 89 Ill. Adm. Code 115 Refugee/Entrant/Repatriate Program (P-14790/89; A-773) (P-2469; A-10438)
 89 Ill. Adm. Code 147 Reimbursement for Nursing Costs for Geriatric Facilities (P-10763/89; A-210) (P-5434) (P-6664) (E-6915; O-10165) (P-9355) (E-9523; O-13039)
 89 Ill. Adm. Code 117 Related Program Provisions (P-14008/89; A-780) (P-17241/89; A-9488)
 89 Ill. Adm. Code 104 Rules of Practice in Administrative Hearings (P-12204)
 89 Ill. Adm. Code 118 Special Eligibility Groups (P-2473; A-10442)
 59 Ill. Adm. Code 115 Standards & License Requirements for Community-Integrated Living Arrangements (P-15183/89; RC-10145)
 89 Ill. Adm. Code 103 Support Responsibility of Relatives (P-5965) (P-19180/89; A-6395)

PUBLIC COUNSEL, OFFICE OF

2 Ill. Adm. Code 2701 Freedom of Information Act (A-12543)

CI - 9

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

AUGUST 10, 1990

PUBLIC COUNSEL, OFFICE OF (CONT'D)

2 Ill. Adm. Code 2700 Organization, Rulemaking, & Public Access (A-11982)

PUBLIC HEALTH, DEPARTMENT OF

77 Ill. Adm. Code 205 Ambulatory Surgical Treatment Center Licensing Requirements (P-5442) (E-5596)
 77 Ill. Adm. Code 855 Asbestos Abatement for Public & Private Schools in Ill. (P-172; A-12552) (E-135)
 77 Ill. Adm. Code 400 Central Complaint Registry (P-10648)
 77 Ill. Adm. Code 665 Child Health Examination Code (P-5446) (E-5617)
 77 Ill. Adm. Code 694 College Immunization Code (P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609) (P-5448) (E-5882)
 77 Ill. Adm. Code 900 Drinking Water Systems Code (P-5457)
 77 Ill. Adm. Code 535 Emergency Medical Services Code (P-1755; RC-13025)
 77 Ill. Adm. Code 590 Family Practice Residency Act (PR-8493)
 77 Ill. Adm. Code 590 Family Practice Residency Code (P-8503) (E-8725; O-13042)
 77 Ill. Adm. Code 1240 Financial & Economic Feasibility Review & Evaluation Plan (For All Long-Term Care & Chronic Disease Facilities) (P-16703/89; A-5162)
 77 Ill. Adm. Code 1230 Financial Feasibility Review & Evaluation Plan (P-6708/89; A-5165)
 77 Ill. Adm. Code 750 Food Service Sanitation Code (P-5050) (P-11110)
 77 Ill. Adm. Code 550 Head & Spinal Cord Injury Code (P-10656)
 77 Ill. Adm. Code 682 Hearing Aid Consumer Protection Code (P-19185/89; A-10447)
 77 Ill. Adm. Code 250 Hospital Licensing Requirements (P-7875/89; A-2342) (P-2478)
 77 Ill. Adm. Code 450 III. Clinical Laboratories Code (P-14280/89; A-2360)
 77 Ill. Adm. Code 790 III. Formulary for the Drug Product Selection Program, The (P-1220; A-8154) (E-1505) (P-16910/89; A-3184) (P-4437; A-11988) (E-4620) (P-9357) (E-9556)
 77 Ill. Adm. Code 840 III. Health & Hazardous Substances Registry (P-15284/89; A-5495)
 77 Ill. Adm. Code 245 III. Home Health Agency Code (P-10007/89; A-2382)
 77 Ill. Adm. Code 890 III. Plumbing Code (P-4543/89; A-1385)
 77 Ill. Adm. Code 820 III. Swimming Pool & Bathing Beach Code (P-12395/89; A-786)
 77 Ill. Adm. Code 540 III. Trauma Center Code (P-10665)
 77 Ill. Adm. Code 920 III. Water Well Construction Code (P-15338/89; A-228) (P-5484)
 77 Ill. Adm. Code 695 Immunizations (P-5749) (E-5890)
 77 Ill. Adm. Code 350 Intermediate Care for the Developmentally Disabled Facilities Code (P-2210) (P-9833)
 35 Ill. Adm. Code 190 Joint Rules of the Environmental Protection Agency & the Dept. of Public Health: Certification & Operation of Environmental Laboratories (P-7561/89; A-3655)
 77 Ill. Adm. Code 615 Local Health Depts. Program Standards Code (P-10137/89; A-805)
 77 Ill. Adm. Code 390 Long-Term Care for Under Age 22 Facilities Code (P-2237) (P-9883)
 77 Ill. Adm. Code 630 Maternal & Child Health Services Code (P-10060/89; A-11219)
 77 Ill. Adm. Code 935 Migrant Labor Camps (P-2498; A-12633)
 77 Ill. Adm. Code 240 Minimum Health Care Standards for Health Maintenance Organizations (P-10028/89; A-2403)
 77 Ill. Adm. Code 600 Minimum Qualifications for Personnel Employed by Local Health Depts. Code (P-10035/89; A-840)
 77 Ill. Adm. Code 661 Newborn Metabolic Screening & Treatment Code (P-4443)
 77 Ill. Adm. Code 635 Program Content & Guidelines for Title X Family Planning Services (P-7858)
 77 Ill. Adm. Code 800 Recreation Area Code (P-17707/89; A-12663)
 77 Ill. Adm. Code 640 Regionalized Perinatal Care (PR-12413/89; AR-12747)
 77 Ill. Adm. Code 640 Regionalized Perinatal Health Care Code (P-12433/89; A-12749)
 77 Ill. Adm. Code 725 Salvage Warehouses & Stores for Foods, Alcoholic Liquors, Drugs, Medical Devices & Cosmetics Code (P-14306/89; A-864)
 77 Ill. Adm. Code 330 Sheltered Care Facilities Code (P-1827) (P-9920)
 77 Ill. Adm. Code 300 Skilled Nursing & Intermediate Care Facilities Code (P-2261) (P-9957)
 77 Ill. Adm. Code 830 Structural Pest Control Code (P-571; A-12889) (E-1038)
 77 Ill. Adm. Code 510 Testing of Breath, Blood & Urine for Alcohol &/or Other Drugs (P-11119)
 77 Ill. Adm. Code 672 WTC Vendor Management Code (P-11132)

PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD, DEPARTMENT OF

77 Ill. Adm. Code 1150 Certificate of Need for Health Maintenance Organizations (PR-5580/89; AR-5168)

CI - 10

PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD, DEPARTMENT OF (CONT'D)

- 77 Ill. Adm. Code 1130 Health Facilities Planning Procedural Rules (P-17245/89; A-7183)
77 Ill. Adm. Code 1190 Permit Application Fees (P-16917/89; A-5550)
77 Ill. Adm. Code 1220 Practice & Procedures in Reconsideration Hearings (PR-16714/89; AR-5172)
77 Ill. Adm. Code 1160 Processing an Application for Permit & Validity of Permits (PR-17280/89; AR-5175)

RACING BOARD, ILLINOIS

- 11 Ill. Adm. Code 1428 Admissions & Credentials (P-8948; P-10675)
11 Ill. Adm. Code 510 Claiming Races (P-8079)
11 Ill. Adm. Code 439 Double Trifecta Wagering Pool (P-5751)
11 Ill. Adm. Code 1317 Drivers, Trainers, & Agents (P-8083)
11 Ill. Adm. Code 1413 Entries, Subscriptions & Declarations (P-12385)
11 Ill. Adm. Code 502 Licensing (P-8952)
11 Ill. Adm. Code 509 Medication (P-10171/89; A-8186) (P-10679)
11 Ill. Adm. Code 419 Over/Under Rules (P-7406)
11 Ill. Adm. Code 405 Pari-Mutuels (P-1224; A-11310) (P-8086) (P-8542) (P-8957) (P-12389)
11 Ill. Adm. Code 408 Perfecta or Exacta Rules (P-8961)
11 Ill. Adm. Code 438 Pick N' Wagering Pool (P-8546)
11 Ill. Adm. Code 415 Programs (P-1597; A-11314)
11 Ill. Adm. Code 407 Quinella Rules (P-8964)
11 Ill. Adm. Code 1305 Race Track Operators & Their Duties (P-8967) (P-10687)
11 Ill. Adm. Code 1424 Regs. for Meetings (P-8971) (P-10691)
11 Ill. Adm. Code 1325 Security & Admissions (P-8090) (P-8553)
11 Ill. Adm. Code 1415 Starting (P-10696)
11 Ill. Adm. Code 421 Superfecta Rules (P-7411)
11 Ill. Adm. Code 433 Totalizator Operations (P-10700) (P-12393)
11 Ill. Adm. Code 409 Trifecta (P-1601; A-11317) (P-1849; A-12265)
11 Ill. Adm. Code 409 Trifecta Rules (P-1601) (P-1849) (P-8557) (P-10705)
11 Ill. Adm. Code 440 Twin Trifecta Exchange (P-8975)

REHABILITATION SERVICES, DEPARTMENT OF

- 2 Ill. Adm. Code 1176 Access to Public Records (P-9364)
89 Ill. Adm. Code 515 Advisory Councils (P-9370)
89 Ill. Adm. Code 540 Auxiliary Aids (P-16927/89; A-5808)
89 Ill. Adm. Code 716 Case Management Services to Persons with AIDS (P-9994)
89 Ill. Adm. Code 885 Centers for Independent Living (P-6666)
89 Ill. Adm. Code 562 Client Financial Participation (P-14313/89; A-1466) (P-9379)
89 Ill. Adm. Code 617 Closure (P-9385)
89 Ill. Adm. Code 505 Confidentiality of Information (P-12718)
89 Ill. Adm. Code 530 Criteria for the Evaluation of Programs of Services in Rehabilitation Facilities (P-11676)
89 Ill. Adm. Code 843 Disability Case Development Process (P-12212)
89 Ill. Adm. Code 552 Eligibility (P-9392)
89 Ill. Adm. Code 765 Establishment & Administration of Special Education, The (P-12224)
89 Ill. Adm. Code 687 Financial Eligibility Criteria (P-8560)
89 Ill. Adm. Code 712 Homemaker Contracts (P-11702)
89 Ill. Adm. Code 795 Identification, Evaluation, & Placement of Exceptional Children (P-3407)
89 Ill. Adm. Code 572 Ill. Visually Handicapped Institute (P-12228)
89 Ill. Adm. Code 899 Individualized Written Rehabilitation Program (P-5969)
89 Ill. Adm. Code 602 Lektokets (P-3412; O-13029)
89 Ill. Adm. Code 602 Maintenance (P-14797/89; A-2598) (P-5974)
89 Ill. Adm. Code 587 Medical, Psychological, & Related Services (P-16719/89; A-6785) (P-11736)
89 Ill. Adm. Code 830 Non-Academic Programs & Policies (P-12234)
89 Ill. Adm. Code 685 Non-Financial Eligibility Criteria (P-8982)
89 Ill. Adm. Code 714 Non-Homemaker Service Provider Requirements (P-12947/89; A-3652)
89 Ill. Adm. Code 607 Other Services (P-7087)
89 Ill. Adm. Code 690 Prescreening & Eligibility Determination Processes (P-9397)
89 Ill. Adm. Code 675 Program Description (P-14319/89; A-3222)

REHABILITATION SERVICES, DEPARTMENT OF (CONT'D)

- 89 Ill. Adm. Code 527 Recovery of Misspent Funds (P-8095)
89 Ill. Adm. Code 845 Sequential Evaluation Process for the Determination of Disability (P-12240)
89 Ill. Adm. Code 700 Service Plan Development (P-14331/89; R-2968; A-4900) (P-8103; C-9624)
89 Ill. Adm. Code 695 Service Provision (P-12252)
89 Ill. Adm. Code 567 Similar Benefits (P-12731)
89 Ill. Adm. Code 810 Special Education Personnel (P-13739/89; A-3661)
89 Ill. Adm. Code 890 Telecommunication Devices for the Hearing Impaired (P-2844)
89 Ill. Adm. Code 592 Training Services (P-14338/89; A-1473) (P-12257)
89 Ill. Adm. Code 650 Vending Facility Program for the Blind (P-6683)
89 Ill. Adm. Code 650 Vending Stand Program for the Blind (PR-6725)

RETIREMENT SYSTEM OF ILLINOIS, STATE EMPLOYEES'

- 80 Ill. Adm. Code 1540 Administration & Operation of the State Employees' Retirement System of Ill. The (P-4880; RC-10149; A-10498)

RETIREMENT SYSTEM OF THE STATE OF ILLINOIS, TEACHERS'

- 80 Ill. Adm. Code 1650 Administration & Operation of the Teachers' Retirement System, The (P-11743)

RETIREMENT SYSTEM, STATE UNIVERSITIES

- 80 Ill. Adm. Code 1600 Universities Retirement (P-1228; A-6789)

REVENUE, DEPARTMENT OF

- 86 Ill. Adm. Code 420 Alcoholic Liquor Act (P-9402)
86 Ill. Adm. Code 428 Cannabis & Controlled Substances Tax Act (P-8996) (E-9251)
86 Ill. Adm. Code 440 Cigarette Tax Act (P-12954/89; A-6794)
86 Ill. Adm. Code 450 Cigarette Use Tax Act (P-12964/89; A-6804)
86 Ill. Adm. Code 100 Income Tax (P-17312/89; A-4558) (P-18188/89; A-6810) (P-19347/89; A-10082)
86 Ill. Adm. Code 500 Motor Fuel Tax (P-13201/89; A-6826)
86 Ill. Adm. Code 432 Pull Tabs & Jar Games Act (P-19371/89; A-6399)
86 Ill. Adm. Code 130 Retailers' Occupation Tax (P-22097/88; O-20410/89; M-411; A-241) (P-8391/89; A-872) (P-7106)
86 Ill. Adm. Code 140 Service Occupation Tax (P-10179/89; A-262) (P-7123)
86 Ill. Adm. Code 205 Taxpayer Rights (P-575; A-6831)
86 Ill. Adm. Code 495 Telecommunications Excise Tax (P-16723/89; O-10152; M-11408; A-11321)
86 Ill. Adm. Code 150 Use Tax (P-7215/89; A-6835)

RURAL BOND BANK, ILLINOIS

- 47 Ill. Adm. Code 410 Application Process for Governmental Units (P-4449) (E-4712)
47 Ill. Adm. Code 400 General Rules (P-4451) (E-4720)
47 Ill. Adm. Code 420 Purchase of Governmental Unit Bonds (P-4453) (E-4734)

SECRETARY OF STATE

- 92 Ill. Adm. Code 1040 Cancellation, Revocation, or Suspension of Licenses or Permits (P-14810/89; A-2944) (P-15351/89; A-3664) (P-15635/89; A-5178) (P-5488) (P-14014/89; A-5540) (P-8109)
92 Ill. Adm. Code 1010 Certificates of Title, Registration of Vehicles (P-1853; A-9492) (P-3022; A-12267) (P-15357/89; A-4560) (P-19235/89; A-6848) (P-8575) (P-8998)
92 Ill. Adm. Code 1060 Commercial Driver Training Schools (P-1859; A-8658)
92 Ill. Adm. Code 1020 Dealers, Wreckers, Transporters & Rebuilders (P-14818/89; A-3671) (P-19241/89; O-4761; M-8738; A-8704) (P-19241/89; F-10156)
2 Ill. Adm. Code 552 Departmental Duties (A-6854)
23 Ill. Adm. Code 3030 Ill. Library System Act, The (P-11764)
92 Ill. Adm. Code 1070 Ill. Safety Responsibility Law (P-2526; A-10107) (P-19116/89; A-6859)
92 Ill. Adm. Code 1030 Issuance of Licenses (P-179; A-8707) (P-579; A-9246) (P-1902; A-12077) (P-1289; A-10111) (P-2530; A-9498) (P-2852; A-10510) (P-14019/89; A-4570) (P-16297/89; A-4908) (P-5060) (P-14344/89; A-5183) (P-7130; W-9623) (P-11175)
50 Ill. Adm. Code 8010 Mandatory Vehicle Liability Insurance (P-14349/89; A-2952) (P-7417)

ILLINOIS REGISTER

VOL. 14, ISSUE #32

1990 CUMULATIVE INDEX

AUGUST 10, 1990

SECRETARY OF STATE (CONT'D)

92 Ill. Adm. Code 1001 Procedures & Standards (P-16932/89; A-2601; C-3698) (P-5977)
 14 Ill. Adm. Code 130 Regs. Under the Ill. Securities Law of 1953 (P-13742/89; A-884) (P-16302/89; A-5188)
 92 Ill. Adm. Code 1019 Remittance Agents (P-18843/89; A-5813)
 14 Ill. Adm. Code 170 Revised Uniform Limited Partnership Act (P-14824/89; A-1480)
 71 Ill. Adm. Code 2005 Use of the Capitol Complex Facilities. The (P-15640/89; O-2124; RC-2131; M-7267; A-7228)

STATE POLICE, DEPARTMENT OF

20 Ill. Adm. Code 1215 Ill. Uniform Conviction Information Act (P-12398)

STATE POLICE MERIT BOARD, DEPARTMENT OF

80 Ill. Adm. Code 150 Procedures of the Dept. of State Police Merit Board (P-16365/89; A-3679)

STUDENT ASSISTANCE COMMISSION, ILLINOIS

23 Ill. Adm. Code 2731 Correctional Officer's Grant Program (P-18204/89; A-10534)
 23 Ill. Adm. Code 2700 General Provisions (P-18207/89; A-10538)
 23 Ill. Adm. Code 2720 Guaranteed Loan Programs (P-2300; A-10941) (E-4266) (P-18222/89; A-10553)
 23 Ill. Adm. Code 2730 Ill. National Guard Grant (P-18236/89; A-10571)
 23 Ill. Adm. Code 2733 Ill. Veteran Grant Program (P-18239/89; A-10571)
 23 Ill. Adm. Code 2761 Merit Recognition Scholarship (MRS) Program (P-18245/89; A-10578)
 23 Ill. Adm. Code 2735 Monetary Award Program (MAP) (P-18251/89; A-7242)
 23 Ill. Adm. Code 2732 Police Officer/Fire Officer Grant Program (P-18257/89; A-10585)
 23 Ill. Adm. Code 2760 State Scholar Program (P-18260/89; A-10589)

TRANSPORTATION, DEPARTMENT OF

92 Ill. Adm. Code 730 Allocation of Water from Lake Michigan (P-14357/89; A-1484)
 92 Ill. Adm. Code 449 Alternate Fuel System for School Buses (P-16944/89; A-3686)
 92 Ill. Adm. Code 177 Carriage by Public Highway (P-16367/89; A-2613)
 92 Ill. Adm. Code 180 Continuing Qualification & Maintenance of Packaging (P-16371/89; A-2617)
 92 Ill. Adm. Code 557 Custodial Transportation of Pupils Where Walking Constitutes a Serious Safety Hazard (PR-10709) (P-10722)
 92 Ill. Adm. Code 397 Driving & Parking (CC-3281) (P-7424) (PR-7429)
 92 Ill. Adm. Code 392 Driving of Motor Vehicles (P-7438)
 92 Ill. Adm. Code 548 Establishing & Posting Speed Limits on Streets & Highways (PR-17731/89; AR-3692)
 92 Ill. Adm. Code 171 General Information, Regs., & Definitions (P-16375/89; A-2621)
 92 Ill. Adm. Code 401 Hazardous Materials Civil Money Penalty Policy (A-3234)
 92 Ill. Adm. Code 172 Hazardous Materials Table & Hazardous Materials Communications (P-16382/89; A-2628)
 92 Ill. Adm. Code 395 Hours of Services of Drivers (P-7442)
 92 Ill. Adm. Code 546 Ill. Manual on Uniform Traffic Control Devices (PR-17767/89; AR-3694)
 92 Ill. Adm. Code 396 Inspection, Repair & Maintenance (P-7447; C-9262)
 92 Ill. Adm. Code 390 Motor Carrier Safety Regs.: General (P-7452)
 92 Ill. Adm. Code 393 Parts & Accessories Necessary for Safe Operation (P-7468)
 92 Ill. Adm. Code 107 Procedures (P-16387/89; A-2633) (P-3028; A-8189)
 92 Ill. Adm. Code 386 Procedures & Enforcement (P-7472)
 92 Ill. Adm. Code 391 Qualification of Drivers (P-7487)
 92 Ill. Adm. Code 173 Shippers General Requirements for Shipments & Packagings (P-16393/89; A-2651)
 92 Ill. Adm. Code 178 Shipping Container Specifications (P-16400/89; A-2640)

PUBLIC HEARINGS

ALCOHOLISM & SUBSTANCE ABUSE, DEPARTMENT OF

77 Ill. Adm. Code 2058 Licensure of Alcoholism & Substance Abuse Treatment, Intervention & Research Programs 8740

CI - 13

ILLINOIS REGISTER

VOL. 14, ISSUE #32

1990 CUMULATIVE INDEX

AUGUST 10, 1990

PUBLIC HEARINGS (CONT'D)

CARNIVAL-AMUSEMENT SAFETY BOARD

56 Ill. Adm. Code 6000 Carnival & Amusement Ride Inspection Law 3282

CONSERVATION, DEPARTMENT OF

17 Ill. Adm. Code 510 General Hunting & Trapping on Department-Owned or -Managed Sites 6924
 17 Ill. Adm. Code 570 Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Beaver & Woodchuck (Groundhog) Trapping 6925
 17 Ill. Adm. Code 670 White-Tailed Deer Hunting by Use of Bow & Arrow 6926
 17 Ill. Adm. Code 670 White-Tailed Deer Hunting by Use of Bow & Arrow 12104

EDUCATION, STATE BOARD OF

23 Ill. Adm. Code 226 Special Education 12937

FIRE MARSHAL, OFFICE OF THE STATE

41 Ill. Adm. Code 250 Fire Equipment Distributor & Employee Standards 7272

LABOR, DEPARTMENT OF

56 Ill. Adm. Code 100 Prevailing Wage Hearing Procedures 5623

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, DEPARTMENT OF

59 Ill. Adm. Code 119 Minimum Standards for Certification of Developmental Training Programs: 3699

PUBLIC HEALTH, DEPARTMENT OF

77 Ill. Adm. Code 205 Ambulatory Surgical Treatment Center Licensing Requirements 5908
 77 Ill. Adm. Code 855 Asbestos Abatement for Public & Private Schools in Ill. 2168
 77 Ill. Adm. Code 535 Emergency Medical Services Code 2170
 77 Ill. Adm. Code 535 Emergency Medical Services Code 5624
 77 Ill. Adm. Code 750 Food Service Sanitation Code 12887
 77 Ill. Adm. Code 396 Life Care Facilities Contract Code 2172
 77 Ill. Adm. Code 635 Program Content & Guidelines for Title X Family Planning Services 8229
 77 Ill. Adm. Code 830 Structural Pest Control Code 2685
 77 Ill. Adm. Code 672 WIC Vendor Management Code 11411

REVENUE, DEPARTMENT OF

86 Ill. Adm. Code 495 Telecommunications Excise Tax 1535

PUBLIC INFORMATION

BANKS AND TRUST COMPANIES, COMMISSIONER OF

Notice of Acceptance of an Application by First Banks, Inc., St. Louis, Missouri, to Acquire Havana Bancshares, Inc., Springfield, Ill. 12105
 Notice of Acceptance of an Application by First Banks, Inc., St. Louis, Missouri, to Acquire West Frankfort Community Bancshares, Inc., West Frankfort, Ill. 1536
 Notice of Acceptance of an Application by INB Financial Corporation, Indianapolis, Indiana, to Acquire Peoples Mid-Ill. Corporation, Bloomington, Ill. 10949
 Notice of Acceptance of an Application by Manufacturers National Corporation, Detroit, Michigan, to Acquire State Bank of Lake Zurich, Lake Zurich, Ill. 5910

HOUSING DEVELOPMENT AUTHORITY, ILLINOIS

Initial Plan of the Advisory Commission 10594

LOTTERY, DEPARTMENT OF THE

Game-Specific Materials (Calendar year 1989) 2174

CI - 14

PUBLIC INFORMATION (CONT'D)

POLLUTION CONTROL BOARD

- Notice Pursuant to Ill. Rev. Stat. 1988, Supp. Ch. 111 1/2, par. 1007.2(b) 4765
- Notice Pursuant to Ill. Rev. Stat. 1988, Supp. Ch. 111 1/2, par. 1007.2(b) RCRA Rules Under Par. 1022.4(a) 3283
- Notice Pursuant to Ill. Rev. Stat. 1988, Supp. Ch. 111 1/2, par. 1007.2(b) SDWA Rules Under Par. 1017.5 3285
- Notice Pursuant to Ill. Rev. Stat. 1988, Supp. Ch. 111 1/2, par. 1007.2(b) UST Rules Under Par. 1022.4(d) 3287
- Notice Pursuant to Ill. Rev. Stat. 1988, Supp. Ch. 111 1/2, par. 1007.2(b) SDWA Rules Under Par. 1017.5 10950

REHABILITATION SERVICES, DEPARTMENT OF

Auxiliary Aids; 89 Ill. Adm. Code 540

7664

REVENUE, DEPARTMENT OF

- Index of Letter Rulings (Third Quarter of 1989) (Income Tax) 1052
- Index of Letter Rulings (Third Quarter of 1989) (ROT) 2175
- Index of Letter Rulings (Fourth Quarter of 1989) (Income Tax) 2687
- Index of Letter Rulings (First Quarter of 1990) (Income Tax) 8231
- Index of Letter Rulings (First Quarter of 1990) (ROT) 10168
- Index of Letter Ruling (First Quarter of 1990) (ROT) 12322

SAVINGS AND LOAN ASSOCIATIONS, COMMISSIONER OF

- Summary of Order of Emergency Suspension of the License to Act as a Residential Mortgage Licensee of Preferred Financial Services, Inc., Carol Stone, President 3701
- Summary of Order of Fine & no Suspension or Revocation of License to Act as a Residential Mortgage Licensee of Lorac Mortgage Corporation, Carol Sutton, President 2969
- Summary of Order of Revocation of License to Act as a Residential Mortgage Licensee of Advantage Mortgage Corporation, Robert Kibbecka, President 2970
- Summary of Order of Revocation of License to Act as a Residential Mortgage Licensee of First Universal Mortgage Company, Marie Lee, President 2971
- Summary of Order of Revocation of License to Act as a Residential Mortgage Licensee of Midwest Mortgage Financial Group Ltd., Charles Taylor 2972
- Withdrawal of Order of Summary Suspension of & Reinstatement of the License of Preferred Financial Services, Inc., Carol Stone, President, To Act as a Residential Mortgage Licensee 2973

REGULATORY AGENDA

EMPLOYMENT SECURITY, DEPARTMENT OF

- 56 Ill. Adm. Code 2712 General Application 10952
- REHABILITATION SERVICES, DEPARTMENT OF
- 89 Ill. Adm. Code 716 Case Management Services to Persons with AIDS 5255
- 89 Ill. Adm. Code 562 Client Financial Participation 5256
- 89 Ill. Adm. Code 840 Consultative Examination Process, The 5634
- 89 Ill. Adm. Code 587 Medical, Psychological, & Related Services 5257
- 89 Ill. Adm. Code 685 Non-Financial Eligibility Criteria 5258
- 89 Ill. Adm. Code 895 Total Life Planning Program 5259
- 89 Ill. Adm. Code 650 Vending Stand Program for the Blind 5260

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Agenda

- January 10, 1990 412
- February 8, 1990 2191
- March 7, 1990 3289
- April 3, 1990 4972
- June 5, 1990 8741
- July 26, 1990 12106

Second Notices Received

- 422, 1077, 1537, 1634, 2198, 2411, 2708, 2974, 3295, 3702, 4272, 4767, 4981, 5261, 5636, 5911, 6438, 6927, 7274, 8254, 8749, 9263, 9625, 10181, 10597, 10953, 11413, 12120, 12337, 12689, 12941

EXECUTIVE ORDERS AND PROCLAMATIONS

EXECUTIVE ORDERS

- 90-1 Executive Order For The Establishment Of An Interagency Council On Census Coordination. 1636
- 90-2 Executive Order For The Reduction Of Earthquake Hazards 6441
- 90-3 Personnel Directive 10955

PROCLAMATIONS

- 89-562 Girls And Women In Sports Day 424
- 89-563 Soup Month 424
- 89-564 Vocational Education Week 425
- 89-565 Nick Perrino Day 425
- 89-566 Chronic Fatigue Syndrome Awareness Day 426
- 90-001 Careers In Cosmetology Month 1538
- 90-002 Jaycee Week 1538
- 90-003 William Franklin Fennoy Day 1538
- 90-004 Financial Aid Awareness Month 1539
- 90-005 Printing Week 1540
- 90-006 Antioch Rescue Squad Day 1639
- 90-007 Antioch Rescue Squad Day (Revised) 2412
- 90-008 Recognizes Frank R. Zimmerman 1640
- 90-009 United States Navy Armed Guard Week 1641
- 90-010 Catholic Schools Appreciation Day 1642
- 90-011 Patrick G. Ryan Day 1643
- 90-012 Red Cloud Special 25th Anniversary Day 1644
- 90-013 Engineers Week 2200
- 90-014 Kidney Month 2200
- 90-015 Land And Water Conservation Fund/25th Anniversary 2201
- 90-016 South Side YMCA Day 2201
- 90-017 Earth Day 2202
- 90-018 Foreign Week 2202
- 90-019 Astronaut Remembrance Day 2203
- 90-020 Land Surveyors Month 2203
- 90-021 Marion Housing Authority Referendum/Federal Social Security Act/Illinois Pension Code 2204
- 90-022 Ukrainian Independence Day 2204
- 90-023 Afro-American History Month 2413
- 90-024 African-American History Month (Revised) 2710
- 90-025 Biomedical Equipment Technology Week 2414
- 90-026 Freedom Day 2415
- 90-027 IRS-Sponsored Volunteer Week 2416
- 90-028 Sales And Marketing Month 2417
- 90-029 Travel Agency Appreciation Week 2418

ILLINOIS REGISTER
1990 CUMULATIVE INDEX

VOL. 14, ISSUE #32

AUGUST 10, 1990

PROCLAMATIONS (CONT'D)

90-028 Consumers Week 2711
90-029 American Ballet Theatre Week 2712
90-030 Black Nurses' Day 2713
90-031 Illinois School Psychologists Association Week 2714
90-032 Post Anesthesia Nurse Awareness Week 2715
90-033 Illinois Community College System/25th Anniversary 2716
90-034 Minority Education Day 2717
90-035 Motorcycle Awareness Month 2718
90-036 UTC Month 2719
90-037 Women's History Month 2720
90-038 Marian Catholic High School Band Day 2725
90-039 Super Smile Day 2726
90-040 Cardiac Rehabilitation Week 2727
90-041 Employee Health and Fitness Day 2728
90-042 FFA Week 2729
90-043 Future Business Leaders of America-Phi Beta Lambda Week 2730
90-044 League of Women Voters Week 2731
90-045 League of Women Voters Week (Revised) 2732
90-046 Recognizes Lacey C. Brooks 2733
90-047 Salute To Hospitalized Veterans Week 2734
90-048 Declares Champaign County To Be A Disaster Area 2735
90-049 Irving Dillard Day 2736
90-050 Lithuanian Independence Day 2737
90-051 RE/MAX Of Northern Illinois Day 2738
90-052 Seed Month 2739
90-053 Volvo Tennis/Chicago Week 2740
90-054 American Music Month 2741
90-055 Legion Of Valor Day 2742
90-056 Luster's Black Heritage Day 2743
90-057 Student Council Week 2744
90-058 William J. Weisz Day 2745
90-059 Advanced Learning Institute Day 2746
90-060 American Diabetes Association's 50th Anniversary 2747
90-061 Community Associations Day 2748
90-062 Estonian Day 2749
90-063 Jake Turano Day 2750
90-064 Love And Help Children Month 2751
90-065 Potato Lovers Month 2752
90-066 Congratulates Robert F. Hyland 2753
90-067 Nursing Home Week 2754
90-068 Nutrition Month 2755
90-069 Tornado Preparedness Week 2756
90-070 Searle Day 2757
90-071 Youth Art Month 2758
90-072 American History Month 2759
90-073 Bust MS Month 2760
90-074 Child Find Month 2761
90-075 Newspaper In Education Week 2762
90-076 Surgical Technologist Week 2763
90-077 Arts Education Week 2764
90-078 Licensed Practical Nurse Week 2765
90-079 Lutheran Schools Week 2766
Douglas, Edgar, Ford, Inquois, McLean, Moultrie, Platt & Vermillion Counties
Disaster Areas 2767
Apprenticeship Week 2768

CI - 17

ILLINOIS REGISTER
1990 CUMULATIVE INDEX

VOL. 14, ISSUE #32

AUGUST 10, 1990

PROCLAMATIONS (CONT'D)

90-081 Casimir Pulaski Day 4769
90-082 Chronic Fatigue Syndrome Awareness Week 4769
90-083 Employ The Older Worker Week 4769
90-084 Free Paper Week 4770
90-085 Proud Lady Days 4771
90-086 U.S. Savings Bond Campaign Month 4771
90-087 Women Veterans Recognition Day 4771
90-088 Building Safety Week 4771
90-089 Groundwater Protection Month 4772
90-090 Headache Week 4773
90-091 Rural Electric & Telephone Youth Day 4773
90-092 St. Peter Lutheran Church & School Against Drugs Week 4774
90-093 Be Kind To Animals Week 4774
90-094 Lioness Caramel Corn Day 4774
90-095 Music Week 4775
90-096 Poison Prevention Week 4775
90-097 Student-Athlete Day 4776
90-098 Vietnam Veterans Day 4776
90-099 Youth Temperance Education Week 4777
90-100 Matthew Headrick Day 4777
90-101 Judith Erwin Day 4778
90-102 Middle Level Education Week 4778
90-103 Mathematics Awareness Week 4778
90-104 Minuteman Press International Day 4778
90-105 Professional Home Remodeling Month 4778
90-106 Belarusian Independence Day/Dr. Francisak Quincentenary Year 4778
90-107 Jim Munz Day 4778
90-108 Lake County Community Action Project Day 4778
90-109 Agriculture Week 4778
90-110 Energy Education Day 4778
90-111 Illinois-Eastern Iowa District Key Club 40th Anniversary Week 4778
90-112 Parks & Recreation Month 4778
90-113 AMBUCS Month 4778
90-114 Clarence Darrow Community Center Day 4778
90-115 Legislators' Fitness Day 4778
90-116 Rural Health Care Week 4778
90-117 Medical Laboratory Week 4778
90-118 Mother Of The Year Day 4778
90-119 Kids Fitness Week/Kids Workout Day 4778
90-120 Municipal Clerks Week 4778
90-121 Organ & Tissue Donor Awareness Week 4778
90-122 Patient Recipients Day 4778
90-123 Tuberosus Sclerosis Month 4778
90-124 Variety Club Children's Carnival Day 4778
90-125 Athletic Trainers Week 4778
90-126 Congratulates Dr. Joseph Ondrus 4778
90-127 Days Of Remembrance 4778
90-128 Lake & Watershed Management Month 4778
90-129 Medical Assistants Week 4778
90-130 Pre-White House Conference Days 4778
90-131 Public Service Recognition Week 4778
90-132 Weight Loss Month 4778
90-133 John H. Struwe Day 4778
90-134 Naturalized American Citizen Month 4778
90-135 Call Before You Dig Month 4778
90-136 Earthquake Awareness Week 4778

CI - 18

PROCLAMATIONS (CONT'D)

90-137	Breastfeeding Promotion Month	5913
90-138	Carol Kimmel Day	5913
90-139	Head Start Year	5914
90-140	Ill. Industry Appreciation Day	5914
90-141	POW-MIA Day	5915
90-142	Fraternal Order of Eagles Week	5915
90-143	High Blood Pressure Month	5916
90-144	William Warfield Day	5916
90-145	Greek Independence Day	5917
90-146	Patent & Copyright Bicentennial Week	5917
90-147	Pharmacy Day	5918
90-148	World Health Day	5918
90-149	Commends Jack W. Gaston	5919
90-150	Springfield Day	5919
90-151	Holiday Meals-On-Wheels Day	6444
90-152	Lions Candy Day	6444
90-153	American GI Forum Days	6445
90-154	American Police Hall Of Fame Day	6445
90-155	Better Hearing & Speech Month	6445
90-156	Blood Donor Awareness Month	6446
90-157	Boys & Girls Club Week	6447
90-158	Bozo Ball Day	6447
90-159	Business Opportunity Days	6448
90-160	Community Mental Health Services Week	6449
90-161	Drinking Water Week	6449
90-162	ECC Music Workshop Days	6449
90-163	Environmental Awareness Week	6450
90-164	Family Week	6450
90-165	Flag Celebration Days	6451
90-166	Fluor spar Week	6451
90-167	Health Care Team Day	6452
90-168	Ill. Clean & Beautiful & Tree City USA Month	6452
90-169	John Dively, Sr. Day	6453
90-170	Jones 50th Anniversary Week	6453
90-171	Piano Molding Company Day	6454
90-172	Steamboat Day	6454
90-173	Trail Appreciation Month	6455
90-174	Victim Rights Week	6455
90-175	Volunteer Week	6928
90-176	Commends Little Miss Sigma Pageant/Congratulates Jennifer Douglas	6928
90-177	Henry & Socorro Garza Day	6929
90-178	Independent Order of Foresters Child Abuse Prevention Week	6929
90-179	Professional Secretaries Week/Professional Secretaries Day	6929
90-180	Queen Isabella Day	6930
90-181	Seventh-Day Adventist Schools Week	7275
90-182	Child Abuse Prevention Month	7275
90-183	Cinco De Mayo Day	7275
90-184	Cyotechnology Day	7276
90-185	Day Of Remembrance Of The Armenian Genocide	7276
90-186	Physical Fitness & Sports Month/Physical Education & Sports Week	7277
90-187	Plant Illinois Week	7278
90-188	Teacher Appreciation Week	7278
90-189	Dairy Queen Day	7278
90-190	Illinois Rivers Appreciation Month	7279
90-191	"Just Say No" Week	7279
90-192	Nurses Week	7279

PROCLAMATIONS (CONT'D)

90-193	Operation Lifesaver Awareness Day	7280
90-194	Take Pride In America Month	7280
90-195	Tourism Week	7281
90-196	Asian American Heritage Month	7282
90-197	Congratulates Edna S. Walden	7283
90-198	Day Of Prayer	7283
90-199	Homes Of The Aging Week	7284
90-200	Richard J. Walsh Day	7284
90-201	Transportation Week	7285
90-202	All Presidents Day	7285
90-203	Congratulates William P. Hopkins	7286
90-204	Day Of Memorial Of The Warsaw Ghetto Uprising	7286
90-205	Little League Day	7287
90-206	Older Americans Month	7287
90-207	Students Against Driving Drunk Months	7288
90-208	W. Clement & Jessie V. Stone Day	7288
90-209	Youth Service Day	7289
90-210	Congratulates Eli's Cheeseecake	7665
90-211	Coup De Hoop Day	7665
90-212	Foster Parent Month	7666
90-213	Maritime Day	7666
90-214	Metric Week	7667
90-215	Morgan Park Credit Union Day	7667
90-216	Multiple Sclerosis Association Of America Month	8257
90-217	Nurse Recruitment Day	8257
90-217	Nurse Reimbursement Day (Revised)	8257
90-217	Nurse Reimbursement Day (Revised)	8257
90-218	Rehabilitation Facilities Week	7668
90-219	Stamp Collecting Week	7669
90-220	Truman Day	7669
90-221	Congratulates Bishop and Mrs. Mayo	7670
90-222	National Guard 183rd Tactical Fighter Group Day	11415
90-222	National Guard 183rd Tactical Fighter Group Day (Revised)	11415
90-223	Police Memorial Day/National Police Week/National Police Memorial Day	7671
90-225	Israel Bond Day	7671
90-226	Salutes Martin R. Binder & Memories of China	7671
90-227	Small Business Week	7672
90-228	American Home Week	7672
90-229	Motorcycle Awareness Day	7673
90-230	Congratulates Catherine "Kaye" Howell	8257
90-231	Arson Awareness Week	8258
90-232	Exceptional Children's Week	8258
90-233	National Association Of Insurance Women's Week	8259
90-234	Festival Chorus Day	8259
90-235	Buckle-Up America Week	8260
90-236	Centennarians Day	8260
90-237	Chicago College Of Osteopathic Medicine Day	8260
90-238	Start Talking Week	8261
90-239	The Future Of Public Health Week	8261
90-240	Week Of The High Risk Child	8262
90-241	Dr. Jonas Salk Day	8262
90-242	Management Week	8263
90-243	RP Awareness Day	8263
90-244	Commends John Hughes	8264
90-245	Gateway Day	8265
90-246	Mattoon Area Senior Center Day	8265

AUGUST 10, 1990

PROCLAMATIONS (CONT'D)	
90-247 Metropolitan Pier & Exposition Authority Employee Longevity Day	8265
90-248 Mother's Day	8266
90-249 Retired Teachers Week	8266
90-250 Year Of The Airborne	8266
90-251 Manufactured Housing Days	8267
90-252 Railroad Women's Day	8267
90-253 Correctional Officer Week	8268
90-254 Volunteer Talent Pool Day	8268
90-255 Better Presentations Month	8751
90-256 Caucus & Center On The Black Aged, Incorporated Day	8752
90-257 Hospital Day	8752
90-258 Housekeeping Week	8753
90-259 United Nations Day	8753
90-260 Beef Month	8754
90-261 High Technology Week	8754
90-262 Illinois Bell Operator Day	8755
90-263 Peace Day	8755
90-264 Cornelia de Lange Awareness Day	8755
90-265 Human Rights Day	8756
90-266 Children's Day	8756
90-267 Dia De La Sonora Malancera	8757
90-268 Sporting Goods Week	8758
90-269 Student Services Corporation Vocational Education Day	8758
90-270 Disaster Areas - Several Counties	9266
90-271 Charlotte Laria Day	9266
90-272 Illinois State Medical Society Recognition Week	9267
90-273 Mental Health Month	9267
90-274 Neurofibromatosis Awareness Month	9268
90-275 Ortho-Olympics Day	9268
90-276 Pest Control Month	9269
90-277 Pompon Appreciation Day	9270
90-278 Talent-Linkage-Chicago Day	9271
90-279 Spiegel Day	9271
90-280 Women in Management Week	9627
90-281 Congratulates St. Martin De Porres House Of Hope	9627
90-282 LaGrange Nurses Day	9627
90-283 Safe Boating Week	9628
90-284 Argonne Advanced Photon Day	9628
90-285 La Semana De Las Fiestas Patronales De Puerto Rico	9628
90-286 Safety Week	9629
90-287 Disaster Areas - Several Counties	9630
90-288 Illinois Marine Corps League Days	10184
90-289 Seeds Of Interdenominational Family Day	10184
90-290 Certified Nurse Assistant Day	10185
90-291 Lech Walesa Day	10185
90-292 Ohio River Sweep Day	10185
90-292 Ohio River Sweep Day (Revised)	10599
90-293 The Woodlawn Organization Day	10186
90-294 Kid Safe Saturday	10186
90-295 Pharmaceutical Manufacturers Day	10187
90-296 State-Supported Home For Veterans Week	10187
90-297 Special Olympics Adopt-A-Cop Month	10599
90-298 Child Support Enforcement Awareness Week	10600
90-299 Father's Day	10600
90-300 Federal Employee of the Year Day	10601
90-301 Respect Life Week	10601

AUGUST 10, 1990

PROCLAMATIONS (CONT'D)	
90-302 Village of Summit Day	10601
90-303 HRMAC Professional Day	10602
90-304 Disaster Areas - Several Counties	10956
90-305 Customer Service Week	10956
90-306 Dairy Month	10957
90-307 David R. Gilbert Day	10957
90-308 Foster Grandparent Recognition Day	10958
90-309 Navy League Of The United States Month	10958
90-310 Mississippi River Revival	10959
90-311 Nation's Black Newspaper Publishers Days	10959
90-312 Paraprofessional & Clerical Support Staff In Personnel Offices Of State Agencies Week	10960
90-313 Reverend Clay Evans Day	10960
90-314 WIC Days	10961
90-315 Flags At Half-Mast Day	10961
90-316 Sigma Gamma Rho Sorority Days	10962
90-317 Soviet & American Pen Pals Day	10962
90-318 The Year Of Mundelin College	10963
90-319 Columbus/Official Quincentennial Town	11415
90-320 Congratulates Older Women's League	11415
90-321 East Central Ill. Business Appreciation Week	11416
90-322 German-American Day	11417
90-323 Arbitration Day	11417
90-324 Bible Week	11417
90-325 Clean Indoor Air Week	11418
90-326 Congratulates Steppenwolf Theatre Company	11418
90-327 Andhra Youth Day	11419
90-328 Bells On Independence Day	11419
90-329 Hosiery Week	11420
90-330 Victory Week	11420
90-331 Disaster Areas - Several Counties	12121
90-332 Beep Baseball Week	12122
90-333 Captive Nations Week	12122
90-334 Congratulates Marietta Ghile	12123
90-335 Home Care Week	12123
90-336 The Michael Jordan Foundation Day	12124
90-337 Disaster Areas - Several Counties	12338
90-338 Negro League Baseball Players Day	12338
90-339 Push America Day	12339
90-340 Chicago African American Exposition Days	12339
90-341 Stephen T. Hynes Day	12340
90-341 Stephen T. Hynes Day (Revised)	12340
90-342 Emergency Nurses Days	12340
90-343 National Basketball Players Association/Little City Foundation Day	12341
90-344 Otto Whitehill Day	12341
90-345 True Value Fitness-Fun Day	12342
90-346 U.S. Space Observance Days/Space Exploration Day	12343
90-347 Vocational Student Organization Week	12343
90-348 Apostle Larry C. Simmons Day	12344
90-349 Firefighters Appreciation Week	12344
90-350 American Business Women's Day	12692
90-351 Broken Arrow Day	12693
90-352 Help Retarded Citizens Days	12693
90-353 Leukemia Awareness Week	12694
90-354 Toastmasters Month	12694
90-355 Adult Day Care Week	12695
90-356 Patriarch Dimitrios Day	12695

ILLINOIS REGISTER

VOL. 14, ISSUE #32

1990 CUMULATIVE INDEX

AUGUST 10, 1990

PROCLAMATIONS (CONT'D)

90-357 Uruguay Day
90-358 Cats on Holiday Day
90-359 Peruvian Day
90-360 POW/MIA Recognition Day
90-361 Kids For Conservation Day
90-362 Janet Jackson Day

12696
12938
12938
12938
12939
12939

The Sections Affected Index lists, by Title, each Section of a codified Part on which rulemaking activity has occurred in this volume of the Register and is divided into two parts: the first lists the Sections on which rulemaking occurred in the previous issues of this volume year; the second lists the Sections on which rulemaking activity occurred in this issue of the Register. (The headings at the top of each page indicate the two parts: the first part shows the previous issue numbers inclusively and the date of the last published issue; the second lists the current issue number and date.) The columns in both parts indicate the type of rulemaking activity and the action taken along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume (calendar year) of the Register was proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash. (e.g. 1 Ill. Adm. Code 100,280 was proposed last year and adopted this year. The action entry reads: (P-8577/89; A-724) The codes for both columns are listed below. For a complete listing of the Titles of the Illinois Administrative Code, please refer to 1 Ill. Adm. Code 100,140 or contact the Administrative Code Division.

TYPE OF RULEMAKING		ACTION CODES	
am	= amendment to existing Section	A	= Adopted rule
cc	= codification changes	C	= Correction
n	= new Section	CC	= Codification Changes
r	= repeal of existing Section	E	= Emergency rule
rc	= recodified	F	= Failure to Remedy Objections
#	= renumbered	M	= Modification
		O	= ICAR Objection
		P	= Proposed rule
		PF	= Prohibited Filing
		PP	= Peremptory rule
		R	= Refusal to Modify or Withdraw
		RC	= ICAR Recommendation
		S	= Suspended rule
		W	= Withdrawal of Proposed rule

TITLE 14 (CONT'D)		TITLE 14 (CONT'D)		TITLE 17	
130.824	am	(P-16302/89; A-5188)	525.80	130.60	am
130.826	am	(P-13742/89; A-884)	540.110	130.70	am
130.827	am	(P-16302/89; A-5188)	540.120	130.80	am
130.828	n	(P-16302/89; A-5188)	540.130	130.90	am
130.829	n	(P-16302/89; A-5188)	540.140	130.100	am
130.832	am	(P-16302/89; A-5188)	540.150	130.130	am
130.840	am	(P-16302/89; A-5188)	540.160	130.130	am
130.841	am	(P-13742/89; A-884)	540.170	210.35	am
130.842	am	(P-13742/89; A-884)	540.180	210.35	am
130.844	am	(P-16302/89; A-5188)	540.190	510.10	am
130.846	am	(P-16302/89; A-5188)	545.10	520.30	am
130.847	n	(P-13742/89; A-884)	545.20	530.10	am
130.848	n	(P-13742/89; A-884)	545.25	530.10	am
130.852	am	(P-16302/89; A-5188)	545.30	530.20	am
130.860	am	(P-13742/89; A-884)	545.40	530.20	am
130.1100	am	(P-16302/89; A-5188)	545.50	530.10	am
130.1101	am	(P-16302/89; A-5188)	545.60	530.10	am
130.1102	am	(P-16302/89; A-5188)	545.70	530.10	am
130.1103	n	(P-16302/89; A-5188)	545.110	530.10	am
130.1104	n	(P-16302/89; A-5188)	545.120	530.10	am
130.1105	n	(P-16302/89; A-5188)	545.130	530.10	am
130.1106	n	(P-16302/89; A-5188)	545.140	530.10	am
130.1107	n	(P-16302/89; A-5188)	545.150	530.10	am
130.1108	n	(P-16302/89; A-5188)	545.160	530.10	am
130.1109	n	(P-16302/89; A-5188)	545.170	530.10	am
130.1110	n	(P-16302/89; A-5188)	545.180	530.10	am
130.1111	#	(P-16302/89; A-5188)	545.190	530.10	am
130.1111	#	(P-16302/89; A-5188)	545.195	530.10	am
130.1112	am	(P-16302/89; A-5188)	545.210	530.10	am
130.1112	#	(P-16302/89; A-5188)	545.215	530.10	am
130.1112	am	(P-16302/89; A-5188)	545.220	530.10	am
130.1113	n	(P-16302/89; A-5188)	545.225	530.10	am
130.1114	n	(P-16302/89; A-5188)	545.230	530.10	am
130.1115	n	(P-16302/89; A-5188)	545.235	530.10	am
130.1116	n	(P-16302/89; A-5188)	545.240	530.10	am
130.1117	n	(P-16302/89; A-5188)	545.245	530.10	am
130.1118	n	(P-16302/89; A-5188)	545.250	530.10	am
130.1119	n	(P-16302/89; A-5188)	545.255	530.10	am
130.1120	n	(P-16302/89; A-5188)	545.260	530.10	am
130.1121	am	(P-16302/89; A-5188)	545.265	530.10	am
130.1122	am	(P-16302/89; A-5188)	545.270	530.10	am
130.1123	am	(P-16302/89; A-5188)	545.275	530.10	am
130.1124	n	(P-16302/89; A-5188)	545.280	530.10	am
130.1125	n	(P-16302/89; A-5188)	545.285	530.10	am
130.1126	n	(P-16302/89; A-5188)	545.290	530.10	am
130.1127	n	(P-16302/89; A-5188)	545.310	530.10	am
130.1128	n	(P-16302/89; A-5188)	545.315	530.10	am
130.1129	n	(P-16302/89; A-5188)	545.320	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.325	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.330	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.335	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.340	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.345	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.350	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.355	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.360	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.365	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.370	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.375	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.380	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.385	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.390	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.395	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.400	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.405	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.410	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.415	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.420	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.425	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.430	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.435	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.440	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.445	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.450	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.455	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.460	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.465	530.10	am
130.1520	n	(P-16302/89; A-5188)	545.470	530.10	am

ILLINOIS REGISTER
VOL. 14, ISSUE #32
SECTIONS AFFECTED INDEX
AUGUST 10, 1990

VOL. 14, ISSUE #32		TITLE 23 (CONT'D)		SECTIONS AFFECTED INDEX		AUGUST 10, 1990	
110.25	am	(P-8319)	451.30	r	(P-9082/89; A-7593)		
110.90	am	(P-8319)	451.40	n	(P-9133/89; RC-4747; A-7518)		
110.10	am	(P-8319)	451.50	n	(P-9133/89; RC-4747; A-7518)		
110.10	am	(P-8319)	451.60	n	(P-9133/89; RC-4747; A-7518)		
110.Tb.A	am	(P-8319)	451.70	n	(P-9133/89; RC-4747; A-7518)		
110.Tb.B	am	(P-8319)	451.80	n	(P-9133/89; RC-4747; A-7518)		
110.Tb.C	am	(P-8319)	451.90	n	(P-9133/89; RC-4747; A-7518)		
110.Tb.D	am	(P-8319)	451.100	n	(P-9133/89; RC-4747; A-7518)		
202.10	n	(P-13369/89; A-3472)	451.110	n	(P-9082/89; A-7593)		
202.10	n	(P-13367/89; A-3487)	451.110	n	(P-9133/89; RC-4747; A-7518)		
202.20	n	(P-13369/89; A-3472)	451.120	n	(P-9082/89; A-7593)		
202.20	n	(P-13367/89; A-3487)	451.120	n	(P-9133/89; RC-4747; A-7518)		
202.30	n	(P-13369/89; A-3472)	451.130	n	(P-9082/89; A-7593)		
202.30	n	(P-13367/89; A-3487)	451.140	n	(P-9133/89; RC-4747; A-7518)		
202.40	n	(P-13369/89; A-3472)	451.150	n	(P-9082/89; A-7593)		
202.40	n	(P-13367/89; A-3487)	451.155	n	(P-9133/89; RC-4747; A-7518)		
202.50	n	(P-13369/89; A-3472)	451.160	n	(P-9082/89; A-7593)		
202.50	n	(P-13367/89; A-3487)	451.165	n	(P-9133/89; RC-4747; A-7518)		
202.60	n	(P-13369/89; A-3472)	451.170	n	(P-9082/89; A-7593)		
202.60	n	(P-13367/89; A-3487)	451.175	n	(P-9133/89; RC-4747; A-7518)		
202.70	n	(P-13367/89; A-3487)	451.180	n	(P-9082/89; A-7593)		
203.30	am	(P-18991/89; A-10320)	451.185	n	(P-9082/89; A-7593)		
205.40	am	(P-18991/89; O-5899; R-10593; A-10320)	451.190	n	(P-9082/89; A-7593)		
205.40	am	(P-18991/89; A-10320)	451.195	n	(P-9082/89; A-7593)		
205.50	am	(P-18991/89; A-10320)	451.200	n	(P-9133/89; RC-4747; A-7518)		
205.55	n	(P-18991/89; A-10320)	451.210	n	(P-9133/89; RC-4747; A-7518)		
205.70	am	(P-18991/89; A-10320)	451.210	n	(P-9082/89; A-7593)		
205.80	am	(P-18991/89; A-10320)	451.220	n	(P-9133/89; RC-4747; A-7518)		
210.10	am	(P-8766/89; A-1254)	451.220	n	(P-9082/89; A-7593)		
210.10	am	(P-8766/89; O-18943/89; R-1534; A-1254)	451.220	n	(P-9133/89; RC-4747; A-7518)		
210.100	am	(P-8766/89; A-1254)	451.230	n	(P-9082/89; A-7593)		
210.110	am	(P-8766/89; A-1254)	451.230	n	(P-9133/89; RC-4747; A-7518)		
210.120	am	(P-8766/89; A-1254)	451.235	n	(P-9082/89; A-7593)		
210.130	am	(P-8766/89; A-1254)	451.240	n	(P-9133/89; RC-4747; A-7518)		
210.140	am	(P-8766/89; A-1254)	451.240	n	(P-9082/89; A-7593)		
210.150	am	(P-8766/89; A-1254)	451.250	n	(P-9133/89; RC-4747; A-7518)		
210.210	am	(P-8766/89; A-1254)	451.250	n	(P-9082/89; A-7593)		
210.220	am	(P-8766/89; A-1254)	451.260	n	(P-9133/89; RC-4747; A-7518)		
226.40	r	(E-11364) (P-11068)	451.260	r	(P-9082/89; A-7593)		
226.520	am	(E-11364) (P-11068)	451.270	r	(P-9133/89; RC-4747; A-7518)		
226.520	am	(E-11364) (P-11068)	451.270	r	(P-9082/89; A-7593)		
226.552	am	(E-11364) (P-11068)	451.280	r	(P-9133/89; RC-4747; A-7518)		
226.555	am	(E-11364) (P-11068)	451.290	r	(P-9082/89; A-7593)		
226.560	am	(E-11364) (P-11068)	451.300	r	(P-9133/89; RC-4747; A-7518)		
226.562	am	(E-11364) (P-11068)	451.310	r	(P-9082/89; A-7593)		
226.605	am	(E-11364) (P-11068)	451.320	r	(P-9133/89; RC-4747; A-7518)		
226.612	am	(E-11364) (P-11068)	451.330	r	(P-9082/89; A-7593)		
226.615	am	(E-11364) (P-11068)	451.340	r	(P-9133/89; RC-4747; A-7518)		
226.620	am	(E-11364) (P-11068)	451.350	r	(P-9082/89; A-7593)		
226.680	am	(E-11364) (P-11068)	451.360	r	(P-9133/89; RC-4747; A-7518)		
226.684	am	(E-11364) (P-11068)	451.370	r	(P-9082/89; A-7593)		
226.720	am	(E-11364) (P-11068)	451.380	r	(P-9133/89; RC-4747; A-7518)		
226.730	am	(E-11364) (P-11068)	451.390	r	(P-9082/89; A-7593)		
226.750	am	(E-11364) (P-11068)	451.400	r	(P-9133/89; RC-4747; A-7518)		
250.70	am	(P-11447)	451.410	n	(P-9082/89; A-7593)		
253.30	am	(P-1645; A-12452)	451.420	n	(P-9133/89; RC-4747; A-7518)		
260.10	am	(P-8424)	451.410	n	(P-9082/89; A-7593)		
260.40	am	(P-8424)	451.420	n	(P-9133/89; RC-4747; A-7518)		
275.50	am	(E-6411) (P-5921)	451.420	n	(P-9082/89; A-7593)		
451.10	n	(P-9133/89; RC-4747; A-7518)	451.430	n	(P-9133/89; RC-4747; A-7518)		
451.10	r	(P-9082/89; A-7593)	451.430	r	(P-9082/89; A-7593)		
451.20	n	(P-9133/89; RC-4747; A-7518)	451.440	n	(P-9082/89; A-7593)		
451.20	n	(P-9082/89; A-7593)	451.450	n	(P-9133/89; RC-4747; A-7518)		
451.30	n	(P-9133/89; O-7411; RC-4747; M-7662; A-7518)	451.460	n	(P-9082/89; A-7593)		
451.30	n	(P-9082/89; A-7593)	451.470	n	(P-9082/89; A-7593)		

SAI-6

ILLINOIS REGISTER
 VOL. 14, ISSUE #32
 SECTIONS AFFECTED INDEX
 AUGUST 10, 1990

VOL. 14, ISSUE #32		SECTIONS AFFECTED INDEX		AUGUST 10, 1999	
TITLE 17 (CONT'D)					
1536.80	am	(P-8289)	535.100	am	(P-18040/89; A-6765)
1536.80	am	(P-8289)	535.110	am	(P-18040/89; A-6765)
1536.100	am	(P-8289)	535.120	am	(P-18040/89; A-6765)
1537.1	am	(P-8273)	535.130	n	(P-18040/89; A-6765)
1537.10	am	(P-8273)	535.140	n	(P-18040/89; A-6765)
1537.15	am	(P-8273)	701.70	am	(P-9684)
1537.20	am	(P-8273)	701.270	am	(P-9684)
1537.25	am	(P-8273)	720.150	am	(P-9694)
1537.30	am	(P-8273)	1215.10	n	(P-12398)
1537.35	n	(P-8273)	1215.20	n	(P-12398)
1537.40	am	(P-8273)	1215.30	n	(P-12398)
1537.42	n	(P-8273)	1215.40	n	(P-12398)
1537.45	n	(P-8273)	1215.50	n	(P-12398)
1537.50	am	(P-8273)	1560.10	n	(P-8800)
1537.55	am	(P-8273)	1560.20	n	(P-8800)
1537.60	am	(P-8273)	1560.30	n	(P-8800)
1537.65	am	(P-8273)	1560.40	n	(P-8800)
1537.70	am	(P-8273)	1560.50	n	(P-8800)
1537.75	am	(P-8273)	1720.20	am	(P-5378)
1537.80	am	(P-8273)	1720.25	am	(P-5378)
1537.85	am	(P-8273)	1760.101	n	(P-13997/89; A-10027)
1537.90	n	(P-8273)	1760.102	n	(P-13997/89; A-10027)
1537.95	n	(P-8273)	1760.104	n	(P-13997/89; A-10027)
1537.Ex.A	am	(P-8273)	1760.104	n	(P-13997/89; A-10027)
1537.Ex.B	am	(P-8273)	1760.201	n	(P-13997/89; A-10027)
1590.20	am	(P-17174/89; A-6088)	1760.202	n	(P-13997/89; A-10027)
1590.50	am	(P-17174/89; A-6088)	1760.203	n	(P-13997/89; A-10027)
1590.70	am	(P-17174/89; A-6088)	1760.204	n	(P-13997/89; A-10027)
1590.80	am	(P-17174/89; A-6088)	1760.205	n	(P-13997/89; A-10027)
1590.90	am	(P-17174/89; A-6088)	1760.206	n	(P-13997/89; A-10027)
1590.100	am	(P-17174/89; A-6088)	1760.207	n	(P-13997/89; A-10027)
1590.Ap.A	n	(P-17174/89; A-6088)			
3030.30	am	(P-478; A-6149)	TITLE 23		
3030.40	am	(P-478; A-6149)	1.30	am	(P-1650; A-12457)
3030.50	am	(P-478; A-6149)	1.240	am	(P-1650; A-12457)
3040.10	n	(P-442; RC-5896; A-6106)	1.245	n	(P-6931)
3040.20	n	(P-442; RC-5896; A-6106)	1.280	am	(P-1650; A-12457)
3040.30	n	(P-442; RC-5896; A-6106)	1.290	am	(P-1650; A-12457)
3040.40	n	(P-442; RC-5896; A-6106)	1.320	am	(P-1650; A-12457)
3040.50	n	(P-442; RC-5896; A-6106)	1.420	am	(P-1650; A-12457)
3040.60	n	(P-442; RC-5896; A-6106)	1.430	am	(P-1650; A-12457)
3040.70	n	(P-442; RC-5896; A-6106)	1.440	am	(P-1650; A-12457)
3040.80	n	(P-442; RC-5896; A-6106)	1.630	am	(P-1650; A-12457)
3040.Ap.A	n	(A-6106)	1.640	am	(P-1650; A-12457)
			1.730	am	(P-1650; A-12457)
			1.735	n	(P-1650; A-12457)
			1.Ap.A	am	(P-1650; A-12457)
			1.Ap.B	am	(P-1650; A-12457)
			25.90	am	(P-8756/89; A-1243)
			25.705	am	(P-3331)
			25.717	n	(P-3331)
			25.730	am	(P-3331)
			25.732	n	(P-3331)
			25.750	am	(P-3331)
			25.755	am	(P-3331)
			25.780	am	(P-3331)
			50.10	am	(P-18979/89; A-7503)
			50.20	am	(P-18979/89; A-7503)

SAI-5

SECTIONS AFFECTED INDEX

TITLE 23 (CONT'D)

451.480	r	(P-9082/89; A-7593)	1501.516	am	(P-3308)
451.490	r	(P-9082/89; A-7593)	1501.517	am	(P-3308)
451.495	r	(P-9082/89; A-7593)	1501.601	am	(P-3308)
451.500	n	(P-9133/89; RC-4747; A-7518)	1501.602	am	(P-3308)
451.510	n	(P-9133/89; RC-4747; A-7518)	1501.603	am	(P-3308)
451.520	n	(P-9133/89; RC-4747; A-7518)	1501.604	am	(P-3308)
451.530	n	(P-9133/89; RC-4747; A-7518)	1501.605	am	(P-3308)
451.540	n	(P-9133/89; RC-4747; A-7518)	1501.608	am	(P-3308)
451.550	n	(P-9133/89; RC-4747; A-7518)	1501.610	n	(P-3308)
451.555	n	(P-9133/89; RC-4747; A-7518)	2400.10	am	(P-12357)
451.560	n	(P-9133/89; RC-4747; A-7518)	2400.20	am	(P-12357)
451.570	n	(P-9133/89; RC-4747; A-7518)	2400.30	am	(P-1703; A-12262) (P-12357)
451.580	n	(P-9133/89; RC-4747; A-7518)	2400.50	am	(P-12357)
451.590	n	(P-9133/89; RC-4747; A-7518)	2400.60	am	(P-12357)
500.10	am	(P-8307)	2700.20	am	(P-18207/89; A-10538)
500.20	am	(P-8307)	2700.30	am	(P-18207/89; A-10538)
500.80	am	(P-8307)	2700.50	am	(P-18207/89; A-10538)
500.90	am	(P-8307)	2700.70	am	(P-18207/89; A-10538)
1000.10	am	(P-14531/89; A-2030)	2720.10	am	(P-18222/89; A-10553)
1000.30	am	(P-14531/89; A-2030)	2720.30	am	(P-18222/89; A-10553)
1000.40	am	(P-14531/89; A-2030)	2720.30	am	(P-2300; A-10941)
1000.60	am	(P-14531/89; A-2030)	2720.40	am	(P-18222/89; A-10553)
1010.25	n	(E-20390/89; O-3275; R-4271; A-7497)	2720.50	am	(P-18222/89; A-10553)
1010.30	am	(E-20390/89; O-3275; R-4271; A-7497)	2720.70	am	(P-18222/89; A-10553)
1010.40	r	(E-20390/89; O-3275; R-4271; A-7497)	2720.120	am	(P-18222/89; A-10553)
1020.10	am	(P-14521/89; A-2020)	2730.10	am	(P-18222/89; A-10553)
1020.30	am	(P-14521/89; A-2020)	2731.10	am	(P-18204/89; A-10534)
1020.40	am	(P-14521/89; A-2020)	2731.20	am	(P-18204/89; A-10534)
1020.50	am	(P-14521/89; A-2020)	2732.10	am	(P-18257/89; A-10585)
1020.60	am	(P-14521/89; A-2020)	2732.20	am	(P-18257/89; A-10585)
1020.80	am	(P-14521/89; A-2020)	2733.20	am	(P-18239/89; A-10571)
1025.20	am	(P-14516/89; A-2015)	2733.30	am	(P-18239/89; A-10571)
1025.50	am	(P-14516/89; A-2015)	2735.20	am	(P-18251/89; A-7242)
1036.10	n	(P-16234/89; A-5118)	2735.30	am	(P-18251/89; A-7242)
1036.30	n	(P-16234/89; A-5118)	2735.70	am	(P-18251/89; A-7242)
1036.40	n	(P-16234/89; A-5118)	2760.40	am	(P-18260/89; A-10589)
1036.50	n	(P-16234/89; A-5118)	2761.10	am	(P-18245/89; A-10578)
1036.60	n	(P-16234/89; A-5118)	2761.20	am	(P-18245/89; A-10578)
1036.70	n	(P-16234/89; A-5118)	2761.30	am	(P-18245/89; A-10578)
1037.10	n	(P-16227/89; A-4508)	2761.40	r	(P-11764)
1037.20	n	(P-16227/89; A-4508)	3030.20	am	(P-11764)
1037.30	n	(P-16227/89; A-4508)	3030.105	am	(P-11764)
1037.40	n	(P-16227/89; A-4508)			
1037.50	n	(P-16227/89; A-4508)			
1037.60	n	(P-16227/89; A-4508)			
1037.70	n	(P-16227/89; A-4508)			
1037.80	n	(P-16227/89; A-4508)			
1037.90	n	(P-16227/89; A-4508)			
1501.111	am	(P-16869/89; A-4126)			
1501.112	am	(P-16869/89; A-4126)			
1501.302	am	(P-18025/89; A-10762)			
1501.303	am	(P-16869/89; A-4126)			
1501.308	am	(P-16869/89; A-4126)			
1501.406	am	(P-16869/89; A-4126)			
1501.501	am	(P-16869/89; A-4126)			
1501.503	am	(P-18025/89; A-10762)			
1501.508	am	(P-16869/89; A-4126)			
1501.509	am	(P-16869/89; A-4126)			
1501.510	am	(P-16869/89; A-4126)			
1501.515	am	(P-16869/89; A-4126)			

SAL-7

SECTIONS AFFECTED INDEX

TITLE 26 (CONT'D)

125.252	am	(P-14556/89; A-10832)	332.90	n	(P-5874/89; A-1333)
125.253	n	(P-14556/89; A-10832)	332.100	n	(P-5874/89; A-1333; O-2134; R-6437)
125.254	n	(P-14556/89; A-10832)	332.110	n	(P-5874/89; A-1333; O-2134; R-6437)
125.255	r	(P-14556/89; A-10832)	332.120	n	(P-5874/89; A-1333)
125.260	am	(P-14556/89; A-10832)	332.130	n	(P-5874/89; A-1333; O-2134; R-6437)
125.262	am	(P-14556/89; A-10832)	332.140	n	(P-5874/89; A-1333)
125.270	am	(P-14556/89; A-10832)	332.150	n	(P-5874/89; A-1333)
125.272	r	(P-14556/89; A-10832)	332.160	n	(P-5874/89; A-1333)
125.275	am	(P-14556/89; A-10832)	332.170	n	(P-5874/89; A-1333)
125.340	am	(P-14556/89; A-10832)	332.180	n	(P-5874/89; A-1333; O-2134; R-6437)
125.340	am	(P-14556/89; A-10832)	332.190	n	(P-5874/89; A-1333)
125.420	am	(P-14556/89; A-10832)	332.200	n	(P-5874/89; A-1333; O-2134; R-6437)
125.425	n	(P-14556/89; A-10832)	332.210	n	(P-5874/89; A-1333; O-2134; R-6437)
125.510	r	(P-14556/89; A-10832)	332.220	n	(P-5874/89; A-1333; O-2134; R-6437)
125.520	am	(P-14556/89; A-10832)	332.230	n	(P-5874/89; A-1333; O-2134; R-6437)
125.530	am	(P-14556/89; A-10832)	332.240	n	(P-5874/89; A-1333; O-2134; R-6437)
125.540	r	(P-14556/89; A-10832)	332.250	n	(P-5874/89; A-1333; O-2134; R-6437)
125.610	am	(P-3814) (E-6907; O-10162)	332.260	n	(P-5874/89; A-1333)
210.10	n	(P-3814) (E-6907; O-10162)	332.270	n	(P-5874/89; A-1333)
210.10	n	(P-3814) (E-6907; O-10162)	332.280	n	(P-5874/89; A-1333)
210.10	n	(P-3814) (E-6907; O-10162)	332.290	n	(P-5874/89; A-1333; O-2134; R-6437)
310.10	am	(P-11450)	335.10	n	(P-11585)
310.20	am	(P-11450)	335.20	n	(P-11585)
310.30	am	(P-11450)	335.30	n	(P-11585)
310.40	am	(P-11450)	335.40	n	(P-11585)
310.50	am	(P-11450)	335.1010	n	(P-11585)
310.81	n	(P-11450)	335.1020	n	(P-11585)
310.82	n	(P-11450)	335.1030	n	(P-11585)
310.90	am	(P-11450)	335.1040	n	(P-11585)
310.130	am	(P-11450)	335.1050	n	(P-11585)
310.130	am	(P-11450)	335.1060	n	(P-11585)
310.130	am	(P-11450)	335.1070	n	(P-11585)
330.10	am	(P-11471)	335.1080	n	(P-11585)
330.20	am	(P-11471)	335.1090	n	(P-11585)
330.220	am	(P-11471)	335.2010	n	(P-11585)
330.240	am	(P-11471)	335.2020	n	(P-11585)
330.250	am	(P-11471)	335.2030	n	(P-11585)
330.260	am	(P-11471)	335.2040	n	(P-11585)
330.270	am	(P-11471)	335.2050	n	(P-11585)
330.280	am	(P-11471)	335.2060	n	(P-11585)
330.310	am	(P-11471)	335.2080	n	(P-11585)
330.320	am	(P-11471)	335.2090	n	(P-11585)
330.340	am	(P-11471)	335.2100	n	(P-11585)
330.400	am	(P-11471)	335.2110	n	(P-11585)
330.900	am	(P-11471)	335.2120	n	(P-11585)
330.900	am	(P-11471)	335.2130	n	(P-11585)
330.900	am	(P-11471)	335.3010	n	(P-11585)
330.900	am	(P-11471)	335.4010	n	(P-11585)
330.900	am	(P-11471)	335.4020	n	(P-11585)
330.900	am	(P-11471)	335.4030	n	(P-11585)
330.900	am	(P-11471)	335.5010	n	(P-11585)
330.900	am	(P-11471)	335.5020	n	(P-11585)

SAL-8

[illegible]

TITLE_50 (CONT'D.)	n		#	TITLE_56
8100.1716	n	(P-16; A-8600) (E-305)	100.22	(P-536; O-10126) (E-1026)
8100.1718	n	(P-16; A-8600) (E-305)	100.24	(P-536; O-10126) (E-1026)
8100.1720	n	(P-16; A-8600) (E-305)	100.26	(P-536; O-10126) (E-1026)
8100.1722	n	(P-16; C-1049; A-8600) (E-305)	100.30	(P-536; O-10126) (E-1026)
8100.1724	n	(P-16; A-8600) (E-305)	100.60	(P-536; O-10126) (E-1026)
8100.1726	n	(P-16; A-8600) (E-305)	100.100	(P-536; O-10126) (E-1026)
8100.1728	n	(P-16; A-8600) (E-305)	100.120	(P-536; O-10126) (E-1026)
8100.1730	n	(P-16; A-8600) (E-305)	350.20	(P-5839/89; O-4750; W-4740)
8100.1732	n	(P-16; A-8600) (E-305)	350.195	(P-5839/89; O-4750; W-4740)
8100.1734	n	(P-16; A-8600) (E-305)	350.280	(P-5839/89; O-4750; W-4740)
8100.1736	n	(P-16; C-1049; A-8600)	350.300	(P-5839/89; O-4750; W-4740)
8100.1738	n	(P-16; A-8600) (E-305)	350.310	(P-5839/89; O-4750; W-4740)
8100.1740	n	(P-16; A-8600) (E-305)	350.320	(P-5839/89; O-4750; W-4740)
8100.1742	n	(P-16; A-8600) (E-305)	350.330	(P-5839/89; O-4750; W-4740)
8100.1744	n	(P-16; A-8600) (E-305)	350.340	(P-5839/89; O-4750; W-4740)
8100.1746	n	(P-16; A-8600) (E-305)	350.350	(P-5839/89; O-4750; W-4740)
8100.1748	n	(P-16; A-8600) (E-305)	350.360	(P-5839/89; O-4750; W-4740)
8100.1750	n	(P-16; A-8600) (E-305)	350.370	(P-5839/89; O-4750; W-4740)
8100.1752	n	(P-16; C-1049)	350.380	(P-5839/89; O-4750; W-4740)
8100.1754	n	(P-16; C-1049)	350.390	(P-5839/89; O-4750; W-4740)
8100.1756	n	(P-16; C-1049)	350.400	(P-5839/89; O-4750; W-4740)
8100.1758	n	(P-16; C-1049)	350.410	(P-5839/89; O-4750; W-4740)
8100.1810	n	(P-16; W-8205) (E-305)	350.420	(P-5839/89; O-4750; W-4740)
8100.2010	n	(P-16; A-8600) (E-305)	350.430	(P-5839/89; O-4750; W-4740)
8100.2010	n	(P-16; A-8600) (E-305)	350.440	(P-5839/89; O-4750; W-4740)
8100.2012	n	(P-16; A-8600)	350.450	(P-5839/89; O-4750; W-4740)
8100.2020	n	(P-16; A-8600)	2610.60	(P-5017/89; A-1976)
8100.2024	n	(P-16; A-8600)	2610.60-A	(P-5017/89; A-1976)
8100.2026	n	(P-16; A-8600)	2610.82	(P-5310)
8100.2028	n	(P-16; A-8600)	2630.103	(P-5310)
8100.2010	n	(P-16; A-8600)	2630.112	(P-7312)
8100.2012	n	(P-16; A-8600)	2650.10	(P-15977/89; A-5075)
8100.2014	n	(P-16; A-8600)	2650.20	(P-15977/89; A-5075)
8100.2016	n	(P-16; A-8600)	2650.30	(P-15977/89; A-5075)
8100.2018	n	(P-16; A-8600)	2650.40	(P-15977/89; A-5075)
8100.2020	n	(P-16; A-8600)	2650.50	(P-15977/89; A-5075)
8100.2022	n	(P-16; A-8600)	2650.110	(P-15977/89; A-5075)
8100.2024	n	(P-16; A-8600)	2650.130	(P-15977/89; A-5075)
8100.2026	n	(P-16; A-8600)	2650.140	(P-15977/89; A-5075)
8100.2028	n	(P-16; A-8600)	2650.210	(P-15977/89; A-5075)
8100.2030	n	(P-16; A-8600)	2650.220	(P-15977/89; A-5075)
8100.2032	n	(P-16; A-8600)	2650.230	(P-15977/89; A-5075)
8100.2034	n	(P-16; A-8600)	2650.240	(P-15977/89; A-5075)
8100.2036	n	(P-16; A-8600)	2650.250	(P-15977/89; A-5075)
8100.2038	n	(P-16; A-8600)	2720.125	(P-10237)
8100.2040	n	(P-16; A-8600)	2720.126	(P-10237)
8100.2042	n	(P-16; A-8600)	2720.127	(P-10237)
8100.2044	n	(P-16; A-8600)	2720.128	(P-10237)
8100.2046	n	(P-16; A-8600)	2720.129	(P-10237)
8100.2048	n	(P-16; A-8600)	2720.225	(P-7686)
8100.2050	n	(P-16; A-8600)	2725.100	(P-19841/89; A

TITLE 59 (CONT'D)	
119.1100	n
119.1105	n
301.10	am
301.20	am
301.30	am
301.40	am
301.50	am
301.60	am

TITLE 62	
200.10	r
200.10	n
200.11	n
200.12	n
200.13	n
200.20	r
200.30	r
200.40	r
200.50	r
200.60	r
200.70	r
200.80	r
200.90	r
200.100	n
200.101	n
200.102	n
200.103	n
200.104	n
200.105	n
200.106	n
200.107	n
200.108	n
200.200	n
200.201	n
200.202	n
200.203	n
200.204	n
200.205	n
200.206	n
200.300	n
200.301	n
200.302	n
200.400	n
200.401	n
200.402	n
200.500	n
200.501	n
200.502	n
200.503	n
200.504	n
200.505	n
200.600	n
200.601	n
200.602	n
200.603	n
200.604	n
200.700	n
200.701	n
200.800	n
200.801	n
200.802	n
200.803	n

(P-13377/89; W-3696)	200.804	n
(P-13377/89; W-3696)	200.805	n
(P-13377/89; W-3696)	200.806	n
(P-1708)	200.807	n
(P-1708)	200.808	n
(P-1708)	200.809	n
(P-1708)	200.810	n
(P-1708)	200.900	n
(P-1708)	200.901	n
(P-1708)	200.902	n
	200.903	n
	200.904	n
(P-18056/89; A-3501)	200.905	n
(P-18061/89; A-3503)	200.906	n
(P-18061/89; A-3503)	200.907	n
(P-18061/89; A-3503)	200.908	n
(P-18056/89; A-3501)	200.909	n
(P-18056/89; A-3501)	200.910	n
(P-18056/89; A-3501)	200.911	n
(P-18056/89; A-3501)	200.912	n
(P-18056/89; A-3501)	200.913	n
(P-18056/89; A-3501)	200.914	n
(P-18056/89; A-3501)	200.915	n
(P-18056/89; A-3501)	200.Ap-A	am
(P-18061/89; A-3503)	240.10	r
(P-18061/89; A-3503)	240.20	r
(P-18061/89; A-3503)	240.30	r
(P-18061/89; A-3503)	240.40	r
(P-18061/89; A-3503)	240.50	r
(P-18061/89; A-3503)	240.60	r
(P-18061/89; A-3503)	240.70	r
(P-18061/89; A-3503)	240.80	r
(P-18061/89; A-3503)	240.90	r
(P-18061/89; A-3503)	240.100	r
(P-18061/89; A-3503)	240.110	r
(P-18061/89; A-3503)	240.120	r
(P-18061/89; A-3503)	240.140	n
(P-18061/89; A-3503)	240.150	n
(P-18061/89; A-3503)	240.160	n
(P-18061/89; A-3503)	240.170	n
(P-18061/89; A-3503)	240.180	n
(P-18061/89; A-3503)	240.190	n
(P-18061/89; A-3503)	240.195	n
(P-18061/89; A-3503)	240.210	re
(P-18061/89; A-3503)	240.220	re
(P-18061/89; A-3503)	240.230	am
(P-18061/89; A-3503)	240.230	re
(P-18061/89; A-3503)	240.240	re
(P-18061/89; A-3503)	240.250	re
(P-18061/89; A-3503)	240.260	re
(P-18061/89; A-3503)	240.270	re
(P-18061/89; A-3503)	240.280	re
(P-18061/89; A-3503)	240.290	re
(P-18061/89; A-3503)	240.295	re
(P-18061/89; A-3503)	240.305	re
(P-18061/89; A-3503)	240.310	re
(P-18061/89; A-3503)	240.320	re
(P-18061/89; A-3503)	240.330	re
(P-18061/89; A-3503)	240.340	re
(P-18061/89; A-3503)	240.350	re
(P-18061/89; A-3503)	240.360	re
(P-18061/89; A-3503)	240.370	re
(P-18061/89; A-3503)	240.510	re

TITLE 62 (CONT'D)	
(P-18061/89; A-3503)	240.520 re
(P-18061/89; A-3503)	240.530 re
(P-18061/89; A-3503)	240.540 re
(P-18061/89; A-3503)	240.610 re
(P-18061/89; A-3503)	240.620 re
(P-18061/89; A-3503)	240.630 re
(P-18061/89; A-3503)	240.640 re
(P-18061/89; A-3503)	240.650 am
(P-18061/89; A-3503)	240.650 re
(P-18061/89; A-3503)	240.660 re
(P-18061/89; A-3503)	240.655 n
(P-18061/89; A-3503)	240.710 re
(P-18061/89; A-3503)	240.720 re
(P-18061/89; A-3503)	240.730 re
(P-18061/89; A-3503)	240.740 re
(P-18061/89; A-3503)	240.750 re
(P-18061/89; A-3503)	240.905 re
(P-18061/89; A-3503)	240.910 re
(P-18061/89; A-3503)	240.920 re
(P-18061/89; A-3503)	240.930 re
(P-18061/89; A-3503)	240.940 re
(P-18061/89; A-3503)	240.950 re
(P-18061/89; A-3503)	240.960 re
(P-15226/89; A-2317)	240.970 re
(P-15226/89; A-2317)	240.980 re
(P-15226/89; A-2317)	240.990 re
(P-15226/89; A-2317)	240.1105 r
(P-15226/89; A-2317)	240.1110 r
(P-15226/89; A-2317)	240.1110 n
(P-15226/89; A-2317)	240.1120 r
(P-15226/89; A-2317)	240.1120 n
(P-15226/89; A-2317)	240.1130 n
(P-15226/89; A-2317)	240.1130 r
(P-15226/89; A-2317)	240.1140 r
(P-15226/89; A-2317)	240.1140 n
(P-15226/89; A-2317)	240.1150 r
(P-15226/89; A-2317)	240.1150 n
(P-15226/89; A-2317)	240.1151 n
(P-15226/89; A-2317)	240.1160 r
(P-15226/89; A-2317)	240.1170 r
(P-15226/89; A-2317)	240.1170 n
(P-15226/89; A-2317)	240.1180 r
(A-3053)	240.1180 n
(P-15226/89; A-2317)	240.1190 am
(A-3053)	300.40 am
(A-3053)	1700.11 am
(A-3053)	1701.Ap.A am
(A-3053)	1761.11 am
(A-3053)	1761.12 am
(A-3053)	1772.12 am
(A-3053)	1773.5 n
(A-3053)	1773.11 am
(A-3053)	1773.15 am
(A-3053)	1773.17 am
(A-3053)	1773.19 am
(A-3053)	1773.20 n
(A-3053)	1773.21 n
(A-3053)	1774.15 am
(A-3053)	1774.17 am
(A-3053)	1778.13 am
(A-3053)	1778.14 am

1779.12	am	(P-12347/89; A-11924)
1779.20	r	(P-12347/89; A-11924)
1780.16	am	(P-12352/89; A-11911)
1780.21	am	(P-12352/89; A-11911)
1780.31	am	(P-12352/89; A-11911)
1783.12	am	(P-12366/89; A-11929)
1783.20	am	(P-12366/89; A-11929)
1783.24	r	(P-12366/89; A-11929)
1784.14	am	(P-12371/89; A-11935)
1784.17	am	(P-12371/89; A-11935)
1784.21	am	(P-12371/89; A-11935)
1800.21	am	(P-12205/89; A-11785)
1800.40	am	(P-12205/89; A-11785)
1800.60	am	(P-12205/89; A-11785)
1806.49	am	(P-12205/89; A-11785)
1816.49	am	(P-12255/89; A-11830)
1816.64	am	(P-12255/89; A-11830)
1816.67	am	(P-12255/89; A-11830)
1816.68	am	(P-12255/89; A-11830)
1816.83	am	(P-12255/89; A-11830)
1816.97	am	(P-12255/89; A-11830)
1816.99	am	(P-12255/89; A-11830)
1816.102	am	(P-12255/89; A-11830)
1817.49	am	(P-12280/89; A-11855)
1817.64	am	(P-12280/89; A-11855)
1817.66	am	(P-12280/89; A-11855)
1817.67	am	(P-12280/89; A-11855)
1817.68	am	(P-12280/89; A-11855)
1817.83	am	(P-12280/89; A-11855)
1817.97	am	(P-12280/89; A-11855)
1817.122	am	(P-12280/89; A-11855)
1843.11	am	(P-12341/89; A-11906)
1846.1	am	(P-12248/89; A-11825)
1846.5	n	(P-12248/89; A-11825)
1846.12	n	(P-12248/89; A-11825)
1846.14	n	(P-12248/89; A-11825)
1846.17	n	(P-12248/89; A-11825)
1846.18	n	(P-12248/89; A-11825)
TITLE 68		
690.10	n	(P-1107; A-12516)
690.20	n	(P-1107; A-12516)
690.30	n	(P-1107; RC-10123; A-12516)
690.40	n	(P-1107; A-12516)
690.50	n	(P-1107; A-12516)
690.60	n	(P-1107; A-12516)
690.70	n	(P-1107; A-12516)
690.80	n	(P-1107; A-12516)
690.80	n	(P-1107; A-12516)
690.90	n	(P-1107; A-12516)
690.100	n	(P-1107; A-12516)
690.110	n	(P-1107; A-12516)
690.120	n	(P-1107; A-12516)
690.130	n	(P-1107; A-12516)
690.140	n	(P-1107; A-12516)
690.150	n	(P-1107; A-12516)
690.160	n	(P-1107; A-12516)
690.170	n	(P-1107; A-12516)
690.180	n	(P-1107; A-12516)
690.190	n	(P-1107; A-12516)
690.200	n	(P-1107; A-12516)
690.210	n	(P-1107; A-12516)
690.220	n	(P-1107; A-12516)
690.230	n	(P-1107; A-12516)
690.240	n	(P-1107; A-12516)
690.250	n	(P-1107; A-12516)
690.260	n	(P-1107; A-12516)
690.270	n	(P-1107; A-12516)
690.280	n	(P-1107; A-12516)
690.290	n	(P-1107; A-12516)
690.300	n	(P-1107; A-12516)
690.310	n	(P-1107; A-12516)
690.320	n	(P-1107; A-12516)
690.330	n	(P-1107; A-12516)
690.340	n	(P-1107; A-12516)
690.350	n	(P-1107; A-12516)
690.360	n	(P-1107; A-12516)
690.370	n	(P-1107; A-12516)
690.380	n	(P-1107; A-12516)
690.390	n	(P-1107; A-12516)
690.400	n	(P-1107; A-12516)
690.410	n	(P-1107; A-12516)
690.420	n	(P-1107; A-12516)
690.430	n	(P-1107; A-12516)
690.440	n	(P-1107; A-12516)
690.450	n	(P-1107; A-12516)
690.460	n	(P-1107; A-12516)
690.470	n	(P-1107; A-12516)
690.480	n	(P-1107; A-12516)
690.490	n	(P-1107; A-12516)
690.500	n	(P-1107; A-12516)
690.510	n	(P-1107; A-12516)
690.520	n	(P-1107; A-12516)
690.530	n	(P-1107; A-12516)

[illegible]

TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
682 Ap.G	am	790.3033	am
682 Ap.H	am	790.3049	am
682 Ap.I	am	790.3051	am
682 Ap.J	am	790.3054	am
694.10	n	790.3140	am
		790.3220	am
		790.3300	am
		790.3335	am
		790.3340	am
694.20	n	790.3350	am
		790.3420	am
694.20	am	790.3437	am
694.100	n	790.3440	am
		790.3492	am
		790.3540	am
		790.3620	am
694.100	am	790.3742	am
694.110	n	790.3910	am
		790.3940	am
		790.4040	am
		790.4060	am
		790.4140	am
		790.4180	am
		790.4220	am
		790.4384	n
		790.4396	am
694.120	n	790.4420	am
		790.4437	am
		790.4460	am
		790.4580	am
		790.4660	am
		790.4665	am
		790.4667	am
		790.4670	am
694.210	n	790.4680	am
		790.4700	am
		790.4720	am
		790.4725	n
		790.4728	n
		790.4740	am
		790.4860	am
		790.4940	am
		790.5020	am
		790.5060	am
		790.5100	am
		790.5140	am
		790.5180	am
		790.5220	am
		790.5300	am
694.220	n	790.5312	am
		790.5320	am
		790.5340	am
		790.5420	am
		790.5500	am
		790.5560	am
		790.5620	am
694.210	n	790.5720	am
		790.5740	am
		790.5820	am
		790.5830	am
		790.5860	am
		790.5872	am
		790.5900	am
		790.5940	am
		790.6140	am
		790.6180	am
		790.6275	am
		790.6277	am
		790.6340	am
		790.6370	am
		790.6435	am
		790.6450	am
		790.6452	am
		790.6460	am
		790.6500	am
		790.6540	am
		790.6570	am
		790.6580	am
		790.6620	am
		790.6670	am
		790.6780	am
		790.6820	am
		790.6875	am
		790.6940	am
		790.6980	am
		790.7100	am
		790.7120	am
		790.7140	am
		790.7160	n
		790.7265	am
		790.7278	am
		790.7280	am
		790.7284	am
694.220	n	790.7284	am
		790.7288	am
		790.7290	am
		790.7302	am
		790.7305	am
		790.7308	am
		790.7310	am
		790.7312	am
		790.7314	am
		790.7316	am
		790.7318	am
		790.7320	am
		790.7322	am
		790.7324	am
		790.7326	am
		790.7328	am
		790.7330	am
		790.7332	am
		790.7334	am
		790.7336	am
		790.7338	am
		790.7340	am
		790.7342	am
		790.7344	am
		790.7346	am
		790.7348	am
		790.7350	am
		790.7352	am
		790.7354	am
		790.7356	am
		790.7358	am
		790.7360	am
		790.7362	am
		790.7364	am
		790.7366	am
		790.7368	am
		790.7370	am
		790.7372	am
		790.7374	am
		790.7376	am
		790.7378	am
		790.7380	am
		790.7382	am
		790.7384	am
		790.7386	am
		790.7388	am
		790.7390	am
		790.7392	am
		790.7394	am
		790.7396	am
		790.7398	am
		790.7400	am
		790.7402	am
		790.7404	am
		790.7406	am
		790.7408	am
		790.7410	am
		790.7412	am
		790.7414	am
		790.7416	am
		790.7418	am
		790.7420	am
		790.7422	am
		790.7424	am
		790.7426	am
		790.7428	am
		790.7430	am
		790.7432	am
		790.7434	am
		790.7436	am
		790.7438	am
		790.7440	am
		790.7442	am
		790.7444	am
		790.7446	am
		790.7448	am
		790.7450	am
		790.7452	am
		790.7454	am
		790.7456	am
		790.7458	am
		790.7460	am
		790.7462	am
		790.7464	am
		790.7466	am
		790.7468	am
		790.7470	am
		790.7472	am
		790.7474	am
		790.7476	am
		790.7478	am
		790.7480	am
		790.7482	am
		790.7484	am
		790.7486	am
		790.7488	am
		790.7490	am
		790.7492	am
		790.7494	am
		790.7496	am
		790.7498	am
		790.7500	am
		790.7502	am
		790.7504	am
		790.7506	am
		790.7508	am
		790.7510	am
		790.7512	am
		790.7514	am
		790.7516	am
		790.7518	am
		790.7520	am
		790.7522	am
		790.7524	am
		790.7526	am
		790.7528	am
		790.7530	am
		790.7532	am
		790.7534	am
		790.7536	am
		790.7538	am
		790.7540	am
		790.7542	am
		790.7544	am
		790.7546	am
		790.7548	am
		790.7550	am
		790.7552	am
		790.7554	am
		790.7556	am
		790.7558	am
		790.7560	am
		790.7562	am
		790.7564	am
		790.7566	am
		790.7568	am
		790.7570	am
		790.7572	am
		790.7574	am
		790.7576	am
		790.7578	am
		790.7580	am
		790.7582	am
		790.7584	am
		790.7586	am
		790.7588	am
		790.7590	am
		790.7592	am
		790.7594	am
		790.7596	am
		790.7598	am
		790.7600	am
		790.7602	am
		790.7604	am
		790.7606	am
		790.7608	am
		790.7610	am
		790.7612	am
		790.7614	am
		790.7616	am
		790.7618	am
		790.7620	am
		790.7622	am
		790.7624	am
		790.7626	am
		790.7628	am
		790.7630	am
		790.7632	am
		790.7634	am
		790.7636	am
		790.7638	am
		790.7640	am
		790.7642	am
		790.7644	am
		790.7646	am
		790.7648	am
		790.7650	am
		790.7652	am
		790.7654	am
		790.7656	am
		790.7658	am
		790.7660	am
		790.7662	am
		790.7664	am
		790.7666	am
		790.7668	am
		790.7670	am
		790.7672	am
		790.7674	am
		790.7676	am
		790.7678	am
		790.7680	am
		790.7682	am
		790.7684	am
		790.7686	am
		790.7688	am
		790.7690	am
		790.7692	am
		790.7694	am
		790.7696	am
		790.7698	am
		790.7700	am
		790.7702	am
		790.7704	am
		790.7706	am
		790.7708	am
		790.7710	am
		790.7712	am
		790.7714	am
		790.7716	am
		790.7718	am
		790.7720	am
		790.7722	am
		790.7724	am
		790.7726	am
		790.7728	am
		790.7730	am
		790.7732	am
		790.7734	am
		790.7736	am
		790.7738	am
		790.7740	am
		790.7742	am
		790.7744	am
		790.7746	am
		790.7748	am
		790.7750	am
		790.7752	am
		790.7754	am
		790.7756	am
		790.7758	am
		790.7760	am
		790.7762	am
		790.7764	am
		790.7766	am
		790.7768	am
		790.7770	am
		790.7772	am
		790.7774	am
		790.7776	am
		790.7778	am
		790.7780	am
		790.7782	am
		790.7784	am
		790.7786	am
		790.7788	am
		790.7790	am
		790.7792	am
		790.7794	am
		790.7796	am
		790.7798	am
		790.7800	am
		790.7802	am
		790.7804	am
		790.7806	am
		790.7808	am
		790.7810	am
		790.7812	am
		790.7814	am
		790.7816	am
		790.7818	am
		790.7820	am
		790.7822	am
		790.7824	am
		790.7826	am
		790.7828	am
		790.7830	am
		790.7832	am
		790.7834	am
		790.7836	am
		790.7838	am
		790.7840	am
		790.7842	am

TITLE 80 (CONT'D)		TITLE 83 (CONT'D)		TITLE 86	
2160.330	n	(P-4288)	285 2050	445.10	n
2160.410	n	(P-4288)	285 2055	445.20	n
2160.420	n	(P-4288)	285 2060	445.30	n
2160.510	n	(P-4288)	285 2065	445.40	n
2160.520	n	(P-4288)	285 2070	445.50	n
2160.610	n	(P-4288)	285 2075	445.60	n
2160.620	n	(P-4288)	285 2080	445.70	n
2160.710	n	(P-4288)	285 2085	445.80	n
2160.720	n	(P-4288)	285 2090	445.90	n
3000.Ap.A	am	(P-1548; A-10014)	285 2095	500.35	am
			285 2100	505.10	am
			285 2105	590.10	am
			285 2110	710.1	am
			285 2115	755.10	am
			285 2120	755.210	am
			285 2125	757.10	am
			285 3000	757.300	n
			285 3005	757.310	n
			285 3010	757.320	n
			285 3015	757.330	n
			285 3020	757.340	n
			285 3025	757.350	n
			285 3030	757.400	n
			285 3035	757.410	n
			285 3040	757.420	n
			285 3045	757.430	n
			285 3050	757.440	n
			285 3055	757.450	n
			285 3060	757.460	n
			285 3065	757.470	n
			285 3070	757.480	n
			285 3075	757.490	n
			285 3080	757.500	n
			285 3085	757.510	n
			285 3090	757.520	n
			285 3095	757.530	n
			285 3100	757.540	n
			285 3110	757.550	n
			285 3115	757.560	n
			285 3120	757.570	n
			285 3125	757.580	n
			285 3130	757.590	n
			285 3135	757.600	n
			285 3140	757.610	n
			285 3145	757.620	n
			285 3150	757.630	n
			285 3155	757.640	n
			285 3160	757.650	n
			285 3165	757.660	n
			285 3170	757.670	n
			285 3175	757.680	n
			285 3180	757.690	n
			285 3185	757.700	n
			285 3190	757.710	n
			285 3195	757.720	n
			285 3200	757.730	n
			285 3205	757.740	n
			285 3210	757.750	n
			285 3215	757.760	n
			285 3220	757.770	n
			285 3225	757.780	n
			285 3230	757.790	n
			285 3235	757.800	n
			285 3240	757.810	n
			285 3245	757.820	n
			285 3250	757.830	n
			285 3255	757.840	n
			285 3260	757.850	n
			285 3265	757.860	n
			285 3270	757.870	n
			285 3275	757.880	n
			285 3280	757.890	n
			285 3285	757.900	n
			285 3290	757.910	n
			285 3295	757.920	n
			285 3300	757.930	n
			285 3305	757.940	n
			285 3310	757.950	n
			285 3315	757.960	n
			285 3320	757.970	n
			285 3325	757.980	n
			285 3330	757.990	n
			285 3335	758.000	n
			285 3340	758.010	n
			285 3345	758.020	n
			285 3350	758.030	n
			285 3355	758.040	n
			285 3360	758.050	n
			285 3365	758.060	n
			285 3370	758.070	n
			285 3375	758.080	n
			285 3380	758.090	n
			285 3385	758.100	n
			285 3390	758.110	n
			285 3395	758.120	n
			285 3400	758.130	n
			285 3405	758.140	n
			285 3410	758.150	n
			285 3415	758.160	n
			285 3420	758.170	n
			285 3425	758.180	n
			285 3430	758.190	n
			285 3435	758.200	n
			285 3440	758.210	n
			285 3445	758.220	n
			285 3450	758.230	n
			285 3455	758.240	n
			285 3460	758.250	n
			285 3465	758.260	n
			285 3470	758.270	n
			285 3475	758.280	n
			285 3480	758.290	n
			285 3485	758.300	n
			285 3490	758.310	n
			285 3495	758.320	n
			285 3500	758.330	n
			285 3505	758.340	n
			285 3510	758.350	n
			285 3515	758.360	n
			285 3520	758.370	n
			285 3525	758.380	n
			285 3530	758.390	n
			285 3535	758.400	n
			285 3540	758.410	n
			285 3545	758.420	n
			285 3550	758.430	n
			285 3555	758.440	n
			285 3560	758.450	n
			285 3565	758.460	n
			285 3570	758.470	n
			285 3575	758.480	n
			285 3580	758.490	n
			285 3585	758.500	n
			285 3590	758.510	n
			285 3595	758.520	n
			285 3600	758.530	n
			285 3605	758.540	n
			285 3610	758.550	n
			285 3615	758.560	n
			285 3620	758.570	n
			285 3625	758.580	n
			285 3630	758.590	n
			285 3635	758.600	n
			285 3640	758.610	n
			285 3645	758.620	n
			285 3650	758.630	n
			285 3655	758.640	n
			285 3660	758.650	n
			285 3665	758.660	n
			285 3670	758.670	n
			285 3675	758.680	n
			285 3680	758.690	n
			285 3685	758.700	n
			285 3690	758.710	n
			285 3695	758.720	n
			285 3700	758.730	n
			285 3705	758.740	n
			285 3710	758.750	n
			285 3715	758.760	n
			285 3720	758.770	n
			285 3725	758.780	n
			285 3730	758.790	n
			285 3735	758.800	n
			285 3740	758.810	n
			285 3745	758.820	n
			285 3750	758.830	n
			285 3755	758.840	n
			285 3760	758.850	n
			285 3765	758.860	n
			285 3770	758.870	n
			285 3775	758.880	n
			285 3780	758.890	n
			285 3785	758.900	n
			285 3790	758.910	n
			285 3795	758.920	n
			285 3800	758.930	n
			285 3805	758.940	n
			285 3810	758.950	n
			285 3815	758.960	n
			285 3820	758.970	n
			285 3825	758.980	n
			285 3830	758.990	n
			285 3835	759.000	n
			285 3840	759.010	n
			285 3845	759.020	n
			285 3850	759.030	n
			285 3855	759.040	n
			285 3860	759.050	n
			285 3865	759.060	n
			285 3870	759.070	n
			285 3875	759.080	n
			285 3880	759.090	n
			285 3885	759.100	n
			285 3890	759.110	n
			285 3895	759.120	n
			285 3900	759.130	n
			285 3905	759.140	n
			285 3910	759.150	n
			285 3915	759.160	n
			285 3920	759.170	n
			285 3925	759.180	n
			285 3930	759.190	n
			285 3935	759.200	n
			285 3940	759.210	n
			285 3945	759.220	n
			285 3950	759.230	n
			285 3955	759.240	n
			285 3960	759.250	n
			285 3965	759.260	n
			285 3970	759.270	n
			285 3975	759.280	n
			285 3980	759.290	n
			285 3985	759.300	n
			285 3990	759.310	n
			285 3995	759.320	n
			285 4000	759.330	n
			285 4005	759.340	n
			285 4010	759.350	n
			285 4015	759.360	n
			285 4020	759.370	n
			285 4025	759.380	n
			285 4030	759.390	n
			285 4035	759.400	n
			285 4040	759.410	n
			285 4045	759.420	n
			285 4050	759.430	n
			285 4055	759.440	n
			285 4060	759.450	n
			285 4065	759.460	n
			285 4070	759.470	n
			285 4075	759.480	n
			285 4080	759.490	n
			285 4085	759.500	n
			285 4090	759.510	n
			285 4095	759.520	n
			285 4100	759.530	n
			285 4105	759.540	n
			285 4110	759.550	n
			285 4115	759.560	n
			285 4120	759.570	n
			285 4125	759.580	n
			285 4130	759.590	n
			285 4135	759.600	n
			285 4140	759.610	n
			285 4145	759.620	n
			285 4150	759.630	n
			285 4155	759.640	n
			285 4160	759.650	n
			285 4165	759.660	n
			285 4170	759.670	n
			285 4175	759.680	n
			285 4180	759.690	n
			285 4185	759.700	n
			285 4190	759.710	n
			285 4195	759.720	n
			285 4200	759.730	n
			285 4205	759.740	n
			285 4210	759.750	n
			285 4215	759.760	n
			285 4220	759.770	n
			285 4225	759.780	n
			285 4		

TITLE 86 (CONT'D)

150.330	am	(P-7215/89; A-6835)	112.150	am	(P-9790)	114.460	n	(P-5385)	121.22	am	(P-7006)
150.330	am	(P-7215/89; A-6835)	112.151	am	(P-9790)	114.460	n	(P-5385)	121.23	am	(P-7006)
150.1401	am	(P-7215/89; A-6835)	112.152	am	(P-9790)	114.462	n	(P-5385)	121.27	am	(P-13503/89; A-729)
150.1405	am	(P-7215/89; A-6835)	112.153	am	(P-9790)	114.466	n	(P-5385)	121.31	am	(P-13503/89; A-729)
150.1415	am	(P-7215/89; A-6835)	112.253	am	(P-9790)	114.500	n	(P-5385)	121.50	am	(P-13503/89; A-729)
205.10	n	(P-575; A-6831)	112.254	am	(P-9790)	114.502	n	(P-5385)	121.70	am	(P-13503/89; A-729)
205.20	n	(P-575; A-6831)	112.300	am	(P-9790)	114.504	n	(P-5385)	121.72	am	(P-548; A-6349)
205.30	n	(P-9402)	112.303	am	(P-9790)	114.506	n	(P-5385)	121.92	am	(P-1564; O-12946; RC-12948)
420.10	am	(P-9402)	112.304	am	(P-9790)	114.508	n	(P-5385)	130.200	am	(P-4049)
420.140	am	(P-9402)	112.308	am	(P-9790)	114.510	n	(P-5385)	130.321	am	(P-5726) (E-5865)
428.130	am	(E-9251) (P-8996)	112.315	#	(P-1123; O-12962)	114.512	n	(P-5385)	140.7	am	(P-5417)
432.110	am	(P-19371/89; A-6399)	112.320	am	(P-1123; O-12962)	114.514	n	(P-5385)	140.24	am	(P-1737; A-10062)
432.120	am	(P-19371/89; A-6399)	112.330	am	(P-1123; O-12962)	114.516	n	(P-5385)	140.400	am	(P-1737; A-10062)
432.160	am	(P-19371/89; A-6399)	112.332	am	(P-1123; O-12962)	114.518	n	(P-5385)	140.413	am	(P-4860)
440.10	am	(P-12954/89; A-6794)	112.350	n	(P-1123; O-12962)	114.518	n	(P-5385)	140.420	am	(P-1570; A-10409)
440.20	am	(P-12954/89; A-6794)	112.352	n	(P-1123; O-12962)	115.10	am	(P-14790/89; A-773)	140.421	am	(P-1570; A-10409)
440.140	am	(P-12954/89; A-6794)	112.354	n	(P-1123; O-12962)	115.30	am	(P-2469; A-10438)	140.428	am	(P-14265/89; A-4543)
440.150	r	(P-12954/89; A-6794)	112.356	n	(P-1123; O-12962)	116.510	am	(P-10616)	140.429	r	(P-14265/89; A-4543)
440.200	r	(P-12954/89; A-6794)	112.358	n	(P-1123; O-12962)	116.520	am	(P-10616)	140.435	n	(P-1737; A-10062)
450.10	am	(P-12954/89; A-6794)	112.360	n	(P-1123; O-12962)	117.20	am	(P-17241/89; A-9488)	140.436	n	(P-1737; A-10062)
450.100	n	(P-12954/89; A-6794)	112.362	n	(P-1123; O-12962)	117.50	am	(P-14008/89; A-780)	140.461	am	(E-5575) (P-5726)
495.100	n	(P-16723/89; O-10152; M-11408; A-11321)	112.364	n	(P-1123; O-12962)	117.51	am	(P-14008/89; A-780)	140.462	am	(E-5575) (P-5726)
495.105	n	(P-16723/89; A-11321)	112.366	n	(P-1123; O-12962)	117.53	am	(P-14008/89; A-780)	140.463	am	(E-5575) (P-5726)
495.110	n	(P-16723/89; A-11321)	112.368	n	(P-1123; O-12962)	118.300	n	(P-2473; A-10442)	140.471	am	(P-8929)
495.115	n	(P-16723/89; A-11321)	112.400	n	(P-1123; O-12962)	118.300	#	(P-2473; A-10442)	140.472	am	(P-8929)
495.120	n	(P-16723/89; A-11321)	112.402	n	(P-1123; O-12962)	118.400	#	(P-2473; A-10442)	140.473	am	(P-8929)
495.125	n	(P-16723/89; A-11321)	112.404	n	(P-1123; O-12962)	120.10	am	(P-15582/89; A-4233)	140.474	am	(P-8929)
495.130	n	(P-16723/89; A-11321)	112.406	n	(P-1123; O-12962)	120.11	am	(P-5724) (E-5839)	140.490	am	(P-11157/89; A-190)
495.130	n	(P-16723/89; A-11321)	112.408	n	(P-1123; O-12962)	120.20	am	(P-14778/89; A-760)	140.491	am	(P-11157/89; A-190)
500.101	am	(P-13201/89; A-6826)	112.410	n	(P-1123; O-12962)	120.30	am	(P-19157/89; A-6372)	140.492	am	(P-11157/89; A-190)
2000.100	n	(P-4281)	112.412	n	(P-1123; O-12962)	120.31	am	(P-5724) (E-5839)	140.525	am	(P-17667/89; A-7141)
2000.100	n	(P-4281)	112.414	n	(P-1123; O-12962)	120.31	am	(P-5724) (E-5839)	140.526	am	(P-17667/89; A-7141)
2000.100	n	(P-4281)	112.416	n	(P-1123; O-12962)	120.60	am	(E-5839)	140.528	am	(E-7249; O-13036)
2000.100	n	(P-4281)	112.418	n	(P-1123; O-12962)	120.61	am	(P-15582/89; A-4233) (P-5724)	140.529	am	(E-12082) (P-11672)
2000.100	n	(P-4281)	113.9	am	(P-2811; O-12983)	120.61	am	(P-15582/89; A-4233) (P-7821)	140.529	am	(P-10629)
2000.100	n	(P-4281)	113.140	am	(P-9806)	120.62	am	(P-19157/89; A-6372)	140.539	am	(P-4415) (E-4577; O-8226; R-9260)
2000.100	n	(P-4281)	113.141	am	(P-9806)	120.63	am	(P-15582/89; A-4233)	140.542	am	(P-4415) (E-4577; O-8226; R-9260)
2000.100	n	(P-4281)	113.154	am	(P-19130/89; A-6321)	120.64	am	(P-5724) (E-5839)	140.543	am	(P-13178/89; A-2564)
2000.100	n	(P-4281)	113.155	am	(P-163; A-6321)	120.70	am	(P-558; A-7637)	140.544	r	(P-4415) (E-4577; O-8226; R-9260)
2000.100	n	(P-4281)	113.253	am	(P-163; A-6321)	120.72	am	(P-558; A-7637)	140.545	am	(P-4415) (E-4577; O-8226; R-9260)
2000.100	n	(P-4281)	113.260	am	(P-14263/89; A-720) (P-163; A-6321)	120.74	am	(P-558; A-7637)	140.560	am	(P-13178/89; A-2564)
113.261	n	(P-7813)	113.261	n	(P-7813)	120.76	am	(P-558; A-7637)	140.561	am	(P-13178/89; A-2564)
114.9	am	(P-2821; O-12994)	114.85	am	(P-7015)	120.208	am	(P-2831; O-13011)	140.562	am	(P-13178/89; A-2564)
114.130	am	(P-16691/89; A-3640)	114.130	am	(P-5385)	120.235	am	(P-4081; A-10396)	140.565	r	(P-17667/89; A-7141)
114.140	am	(P-5385)	114.140	am	(P-5385)	120.281	am	(P-15582/89; A-4233)	140.567	r	(P-17667/89; A-7141)
114.210	am	(P-4070; A-10929)	114.210	am	(P-5713; O-13005)	120.284	am	(P-19157/89; A-6372)	140.568	r	(P-17667/89; A-7141)
114.235	am	(P-5713; O-13005)	114.235	am	(P-5713; O-13005)	120.285	am	(P-2831; O-13011)	140.569	am	(P-15612/89; A-2564) (P-7834)
114.241	am	(P-5713; O-13005)	114.241	am	(P-5713; O-13005)	120.308	am	(P-9343)	140.642	am	(P-3019; E-3241; O-8223; R-9258)
114.250	am	(P-4070; A-10929)	114.250	am	(P-4070; A-10929)	120.335	am	(P-5944; O-13022)	140.646	am	(P-4415) (E-4577; O-8226; R-9260)
114.251	am	(P-14764/89; A-746)	114.251	am	(P-14764/89; A-746)	120.370	am	(P-15582/89; A-4233)	140.647	am	(P-4415) (E-4577; O-8226; R-9260)
114.270	am	(P-14764/89; A-746)	114.270	am	(P-14764/89; A-746)	120.379	am	(P-19157/89; A-6372)	140.648	am	(P-4415) (E-4577; O-8226; R-9260)
114.351	am	(P-14764/89; A-746)	114.351	am	(P-14764/89; A-746)	120.384	am	(P-19157/89; A-6372)	140.649	am	(P-4415) (E-4577; O-8226; R-9260)
114.352	am	(P-14764/89; A-746)	114.352	am	(P-14764/89; A-746)	120.385	am	(P-17229/89; A-4233) (P-5724)	140.650	am	(P-4415) (E-4577; O-8226; R-9260)
114.353	am	(P-5385)	114.353	am	(P-5385)	120.386	am	(P-5839)			
114.402	am	(P-5385)	114.402	am	(P-5385)	120.390	am	(P-5724) (E-5839)			
114.430	am	(P-5945; O-13008)	114.430	am	(P-5945; O-13008)	120.391	am	(P-9317)			
114.450	n	(P-5385)	114.450	n	(P-5385)	121.10	n	(P-5935)			
114.452	n	(P-5385)	114.452	n	(P-5385)	121.61	am	(P-9317)			
114.454	n	(P-5385)	114.454	n	(P-5385)	121.63	am	(P-13503/89; A-729)			
114.456	n	(P-5385)	114.456	n	(P-5385)	121.19	am				
114.458	n	(P-5385)	114.458	n	(P-5385)						

TITLE 89 (CONT'D)

140.652	am	(P-4415) (E-4577; O-8226; R-9260)
140.Tb.D	am	(P-1570; A-10409)
140.Tb.H	n	(P-3019) (E-3241; O-8223)
141.10	am	(P-20288/89; A-6399)
141.100	am	(P-17665/89; A-3595) (P-2465; E-12278) (P-12202)
141.200	am	(P-2465; A-9464) (E-2657)
141.280	am	(P-2465; A-9464) (E-2657)
141.480	am	(P-12714) (E-12910)
141.480	am	(P-12714) (E-12910)
141.560	am	(P-12202) (E-12278)
141.640	am	(P-17665/89; A-3595) (P-2465; A-9465) (E-2657)
141.720	am	(P-17665/89; A-3595)
141.800	am	(P-12202) (E-12278)
141.960	am	(P-12278) (E-12278)
141.1000	am	(P-12714) (E-12910)
141.1080	am	(P-12202) (E-12278)
141.1125	am	(P-17665/89; A-3595)
141.1200	am	(P-17665/89; A-3595)
141.1240	am	(P-12202) (E-12278)
141.1280	am	(P-12714) (E-12910)
141.1320	am	(P-17665/89; A-3595) (P-2465; A-9464) (E-2657) (P-12714)
141.1520	am	(E-12910)
141.1640	am	(P-17665/89; A-3595)
141.1880	am	(P-12202) (E-12278)
141.2400	am	(P-2465; A-9464) (E-2657)
141.2600	am	(P-17665/89; A-3595)
141.2840	am	(P-12714) (E-12910)
141.2920	am	(P-12714) (E-12910)
141.2960	am	(P-12202) (E-12278)
141.3000	am	(P-12714) (E-12910)
141.3120	am	(P-17665/89; A-3595)
141.3200	am	(P-12202) (E-12278)
141.3320	am	(P-12714) (E-12910)
141.3440	am	(P-2465; A-9464) (E-2657)
141.3480	am	(P-2465; A-9464) (E-2657)
141.3520	am	(P-12202) (E-12278)
141.3560	am	(P-17665/89; A-3595)
141.3680	am	(P-12202) (E-12278)
141.3800	am	(P-12714) (E-12910)
141.3800	am	(P-17665/89; A-3595)
141.3880	am	(P-17665/89; A-3595)
141.3920	am	(P-2465; A-9464) (E-2657)
141.3960	am	(P-12202) (E-12278)
141.4040	am	(P-17665/89; A-3595)

TITLE 89 (CONT'D)

160.5	am	(P-12148)
160.60	am	(P-12148)
160.65	am	(P-12148)
160.70	am	(P-12148)
160.100	am	(P-12148)
160.110	am	(P-12148)
160.120	am	(P-12148)
160.130	am	(P-12148)
160.132	am	(P-12148)
160.134	am	(P-12148)
160.136	am	(P-12148)
160.138	am	(P-12148)
230.45	am	(P-14499/89; A-2308)
240.220	am	(P-13638/89; O-17144/89; R-1533) (P-13553/89; A-1233)
240.715	am	(P-1077; A-10732)
240.720	am	(P-1077; A-10732)
240.725	am	(P-1077; A-10732)
240.855	am	(P-1077; A-10732)
240.870	am	(P-1077; A-10732)
240.920	am	(P-1077; A-10732)
240.1020	am	(P-1077; A-10732)
240.1950	am	(P-1077; A-10732)
300.20	am	(P-11356) (P-11423)
300.90	am	(P-11423)
300.130	am	(P-11423)
300.140	am	(P-11423)
302.20	am	(P-1)
302.40	am	(P-1)
302.315	am	(P-2205)
302.390	am	(P-14508/89; A-3438)
302.500	am	(P-1)
302.510	n	(P-1)
302.520	n	(P-1)
302.530	n	(P-1)
302.540	n	(P-1)
337.10	n	(P-9273)
337.20	n	(P-9273)
337.30	n	(P-9273)
337.40	n	(P-9273)
337.50	n	(P-9273)
337.60	n	(P-9273)
337.70	n	(P-9273)
337.80	n	(P-9273)
337.90	n	(P-9273)
337.100	n	(P-9273)
337.110	n	(P-9273)
337.120	n	(P-9273)
337.130	n	(P-9273)
337.140	n	(P-9273)
337.150	n	(P-9273)
337.160	n	(P-9273)
337.170	n	(P-9273)
337.180	n	(P-9273)
337.190	n	(P-9273)
337.200	n	(P-9273)
337.210	n	(P-9273)
410.10	n	(P-439; A-9407) (E-999)
410.20	n	(P-439; O-8206; R-9622; A-9407) (E-999)
410.30	n	(P-439; A-9407) (E-999)

TITLE 89 (CONT'D)

410.40	n	(P-439; A-9407) (E-999)
410.50	n	(P-439; A-9407) (E-999)
410.60	n	(P-439; O-8206; R-9622; A-9407) (E-999)
410.70	n	(P-439; A-9407) (E-999)
410.80	n	(P-439; A-9407) (E-999)
410.90	n	(P-439; A-9407) (E-999)
410.100	n	(P-439; A-9407) (E-999)
410.110	n	(P-439; A-9407) (E-999)
410.120	n	(P-439; A-9407) (E-999)
410.130	n	(P-439; A-9407) (E-999)
410.140	n	(P-439; A-9407) (E-999)
410.150	n	(P-439; A-9407) (E-999)
410.160	n	(P-439; A-9407) (E-999)
410.170	n	(P-439; A-9407) (E-999)
410.180	n	(P-439; A-9407) (E-999)
410.190	n	(P-439; A-9407) (E-999)
410.200	n	(P-439; A-9407) (E-999)
410.210	n	(P-439; A-9407) (E-999)
410.220	n	(P-439; A-9407) (E-999)
410.230	n	(P-439; A-9407) (E-999)
410.240	n	(P-439; A-9407) (E-999)
410.250	n	(P-439; A-9407) (E-999)
410.260	n	(P-439; A-9407) (E-999)
410.270	n	(P-439; A-9407) (E-999)
410.280	n	(P-439; A-9407) (E-999)
410.290	n	(P-439; A-9407) (E-999)
410.300	n	(P-439; A-9407) (E-999)
410.310	n	(P-439; A-9407) (E-999)
410.320	n	(P-439; A-9407) (E-999)
410.330	n	(P-439; A-9407) (E-999)
410.340	n	(P-439; A-9407) (E-999)
410.350	n	(P-439; A-9407) (E-999)
410.360	n	(P-439; A-9407) (E-999)
410.370	n	(P-439; A-9407) (E-999)
410.380	n	(P-439; A-9407) (E-999)
431.2	am	(P-4303)
431.3	am	(P-4303)
505.5	am	(P-12718)
505.10	am	(P-12718)
505.20	am	(P-12718)
505.40	am	(P-12718)
505.70	am	(P-12718)
505.80	am	(P-12718)
515.400	n	(P-9370)
515.500	n	(P-9370)
527.10	am	(P-8095)
527.100	am	(P-8095)
527.200	r	(P-8095)
527.300	r	(P-8095)
530.10	am	(P-11676)
530.110	am	(P-11676)
530.130	am	(P-11676)
530.140	am	(P-11676)
530.200	am	(P-11676)
530.230	am	(P-11676)
530.240	am	(P-11676)
530.250	n	(P-11676)
540.40	n	(P-16927/89; A-5808)
552.30	am	(P-9392)
552.60	am	(P-439; A-9407) (E-999)

TITLE 92 (CONT'D)		TITLE 92 (CONT'D)	
		1710.171	n
		1710.172	n
546.358	r	(P-1535789; A-4560)	am
546.360	r	(P-8375)	n
546.Tb.A	r	(P-8375)	n
546.Tb.B	r	(P-8998)	am
548.10	r	(P-3022; A-12267)	am
548.20	r	(P-1923589; A-6848)	r
548.30	r	(P-1923589; A-6848)	r
548.40	r	(P-1884389; A-5813)	am
548.50	r	(P-1481889; A-3671)	am
548.60	r	(P-1924189; O-4761; M-8738;	n
548.70	r	A-8704; F-10156)	am
548.80	r	(P-11175)	n
548.90	r	(P-7130; W-9623)	am
548.Ap.A	r	(P-179; A-8707)	am
Ex.B	r	(P-2530; A-9498)	am
Ex.A	r	(P-2289; A-10111)	am
Ex.C	r	(P-2530; A-9498)	am
Ex.D	r	(P-1401989; A-4570)	am
Ex.E	r	(P-579; A-9246)	am
548.Ap.C	r	(P-5060)	n
Ex.A	r	(P-2852; A-10510)	am
Ex.B	r	(P-2289; A-10111)	am
Ex.C	r	(P-1434489; A-5183)	am
Ex.D	r	(P-2852; A-10510)	am
548.Ap.E	r	(P-1902; A-12077)	am
Ex.A	r	(P-1629789; A-4908)	am
Ex.B	r	(P-2289; A-10111)	am
Ex.C	r	(P-1481089; A-2944)	n
Ex.D	r	(P-8109)	am
Ex.E	r	(P-5488)	am
Ex.F	r	(P-1535189; A-3664)	n
Ex.G	r	(P-1563589; A-5178)	am
Ex.H	r	(P-1401489; A-5560)	n
Ex.I	r	(P-1859; A-8658)	am
Ex.J	r	(P-1859; A-8658)	am
Ex.K	r	(P-1859; A-8658)	am
Ex.L	r	(P-1859; A-8658)	am
557.100	r	(P-1859; A-8658)	am
557.101	n	(P-1859; A-8658)	am
557.105	r	(P-1859; A-8658)	am
557.110	r	(P-1859; A-8658)	am
557.111	n	(P-1859; A-8658)	am
557.120	r	(P-1859; A-8658)	am
557.121	n	(P-1859; A-8658)	am
557.130	r	(P-1859; A-8658)	am
557.131	n	(P-1859; A-8658)	am
557.140	r	(P-1859; A-8658)	am
557.141	n	(P-1859; A-8658)	am
557.150	r	(P-1859; A-8658)	am
557.151	n	(P-1859; A-8658)	am
557.160	n	(P-1859; A-8658)	am
730.301	am	(P-2526; A-10107)	am
730.307	am	(P-1911689; A-6859)	n
1001.220	am	(P-1515089; A-3033)	am
1001.230	am	(P-1414789; A-3040)	r
1001.240	am	(P-1414789; A-3040)	r
1001.250	am	(P-1414789; A-3040)	r
1001.410	am	(P-1933989; A-8583)	am
1001.420	am	(P-1933989; A-8583)	am
1001.450	am	(P-2721; A-10310)	r
1001.485	n	(P-2721; A-10310)	am
1010.170	n	(P-2721; A-10310)	n

ILLINOIS REGISTER ORDER FORM

PLEASE USE THIS FORM FOR ALL ORDERS OR TO NOTIFY US OF CHANGE OF ADDRESS
ALL ORDERS ARE PAYABLE IN ADVANCE BY CHECK OR MONEY ORDER MADE PAYABLE TO
SECRETARY OF STATE

MICROFICHE SETS OF THE ILLINOIS REGISTER @\$200.00 PER SET:

____ 1977-1978 (147 fiche) ____ 1979 (151 fiche) ____ 1980 (200 fiche) ____ 1981 (164 fiche)
____ 1982 (156 fiche) ____ 1983 (143 fiche) ____ 1984 (294 fiche) ____ 1985 (223 fiche)
____ 1986 (317 fiche) ____ 1987 (279 fiche) ____ 1988 (305 fiche) ____ 1989 (262 fiche)

CUMULATIVE INDICES TO THE ILLINOIS REGISTER @\$1.00 each:

____ 1981 ____ 1982 ____ 1983 ____ 1984 ____ 1985 ____ 1986 ____ 1987 ____ 1988
____ 1989

SECTIONS AFFECTED INDICES TO THE ILLINOIS REGISTER @\$1.00 each:

____ 1984 ____ 1985 ____ 1986 ____ 1987 ____ 1988 ____ 1989

BACK ISSUES OF THE ILLINOIS REGISTER (current year only) @\$10.00 each:

(Volume Number)

(Issue Number)

(Issue Date)

SUBSCRIPTION TO THE ILLINOIS REGISTER @\$200.00 FOR ONE YEAR (52 ISSUES):

____ NEW ____ RENEWAL

(PLEASE INDICATE ANY CHANGES OF ADDRESS)

NAME OF FIRM OR INDIVIDUAL (PLEASE TYPE OR PRINT)

ADDRESS

CITY

STATE

ZIP CODE

TELEPHONE NUMBER

TOTAL AMOUNT ENCLOSED (FEES ARE NON-REFUNDABLE) _____

**JIM EDGAR
SECRETARY OF STATE**

Address:

Administrative Code Division
288 Centennial Bldg.
Springfield, IL 62756
(217) 782-9786

ILLINOIS ADMINISTRATIVE CODE & SUPPLEMENTS ORDER FORM

ILLINOIS ADMINISTRATIVE CODE (1985 EDITION)

Amount

_____ Complete Set(s) (9 volumes) of the Illinois Administrative Code at \$210.00 per set

_____ Volume 1 (includes Titles 1- General Provisions; 2 - Governmental Organization; 3 - Legislature; 5 - Courts; 8 - Agriculture and Animals; 11 - Alcohol, Horse Racing, and Lottery; and 14 - Commerce) at \$25.00 per copy

_____ Volume 2 (includes Titles 17 - Conservation; 20 - Corrections, Criminal Justice and Law Enforcement; 23 - Education and Cultural Resources; 26 - Elections; 29 - Emergency Services, Disasters, and Civil Defense; and 32 - Energy) at \$25.00 per copy

_____ Volume 3 (includes Titles 35 - Environmental Protection; 38 - Financial Institutions; and 41 - Fire Protection) at \$25.00 per copy

_____ Volume 4 (includes Titles 44 - Government Contracts, Procurement, and Property Management; 47 - Housing and Community Development; 50 - Insurance; 53 - Intergovernmental Relations; 56 - Labor and Employment; 59 - Mental Health; and 62 - Mining) at \$25.00 per copy

_____ Volume 5 (includes Titles 68 - Professions and Occupations; 71 - Public Buildings, Facilities, and Real Property; 74 - Public Finance; 77 - Public Health (Parts 100 through 705)) at \$25.00 per copy

_____ Volume 6 (includes Titles 77 - Public Health (Parts 720 through 2085); and 80 - Public Officials and Employees) at \$25.00 per copy

_____ Volume 7 (includes Titles 83 - Public Utilities; 86 - Revenue; and 89 - Social Services (Parts 101 through 150)) at \$25.00 per copy

_____ Volume 8 (includes Titles 89 - Social Services (Parts 210 through 1000); and 92 - Transportation (Parts 14 through 401)) at \$25.00 per copy

_____ Volume 9 (includes Titles 92 - Transportation (Parts 426 through 2520); and 95 - Veterans and Military Affairs) at \$25.00 per copy

1986 SUPPLEMENT TO THE CODE

_____ Complete set(s) (2 volumes) of the 1986 Supplement at \$55.00 per set (out of print)

1987 SUPPLEMENT TO THE CODE

_____ Complete set(s) (2 volumes) of the 1987 Supplement at \$55.00 per set (out of print)

1988 SUPPLEMENT TO THE CODE

_____ Complete set(s) (3 volumes) of the 1988 Supplement at \$60.00 per set

Total Due _____

NAME OF FIRM OR INDIVIDUAL (PLEASE PRINT OR TYPE)

ADDRESS

CITY

STATE

ZIP CODE

TELEPHONE NUMBER

ALL ORDERS ARE PAYABLE IN ADVANCE BY CHECK OR MONEY ORDER MADE PAYABLE TO SECRETARY OF STATE

JIM EDGAR
SECRETARY OF STATE
Administrative Code Division
288 Centennial Bldg.
Springfield, IL 62756